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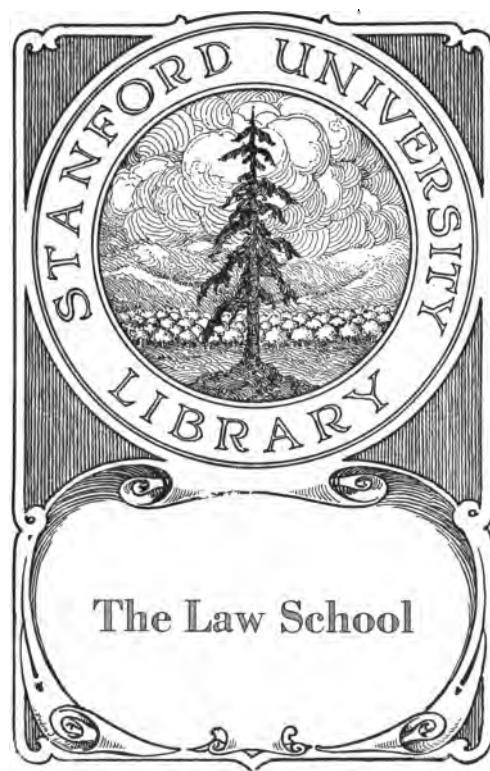
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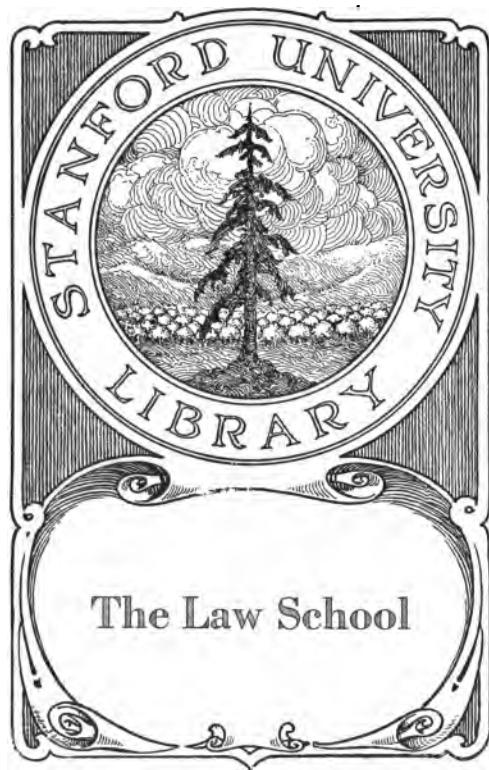
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ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA,



PASSED AT THE

REGULAR SESSION OF 1884.

PRINTED BY ORDER OF THE GENERAL ASSEMBLY, AND DESIGNED TO
FORM A PART OF THE EIGHTEENTH VOLUME OF THE
STATUTES AT LARGE, COMMENCING WITH THE
ACTS OF THE REGULAR SESSION OF 1882.

COLUMBIA, S. C.
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ACTS OF THE GENERAL ASSEMBLY
OF THE
STATE OF SOUTH CAROLINA,

*Passed at the Regular Session which was begun and held in the
City of Columbia on the Twenty-Fifth Day of November,
A. D. 1884, and was adjourned without day on the
Twenty-Fourth Day of December, A. D. 1884.*

HUGH S. THOMPSON, Governor. JOHN C. SHEPPARD, Lieutenant Governor and *ex officio* President of the Senate. JAMES SIMONS, Speaker of the House of Representatives. T. STOBO FARROW, Clerk of the Senate. JOHN T. SLOAN, Clerk of the House of Representatives.

AN ACT TO RATIFY THE AMENDMENT TO ARTICLE NINE (9) OF No. 415.
THE CONSTITUTION BY ADDING THERETO A SECTION TO BE
KNOWN AS SECTION SEVENTEEN (17.)

Whereas the General Assembly did, by Joint Resolution approved December 24th, 1883, submit to the qualified electors of the State at the general election next thereafter, an Amendment to Article Nine (9) of the Constitution of the State of South Carolina, by adding thereto a Section to be known as Section Seventeen (17). And whereas a majority of the electors qualified to vote for members of the General Assembly, voting thereon at the general election next succeeding the passage of the said Joint Resolution, did vote in favor of the said amendment:

See ante 687.
Preamble.

Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the amendment to Article Nine (9) of the Constitution of the State of South Carolina by adding thereto a Section to be known as Section Seventeen (17), submitted by the last General Assembly to the qualified electors of the State at the general election next thereafter, and upon which a

A. D. 1884. majority of the electors qualified to vote for members of the General Assembly voted and voted in favor thereof, be, and the same ^{Amendment} is hereby, ratified and made a part of the Constitution of the State of South Carolina. That the said amendment so made a part of the said Constitution is as follows:

That Article Nine (9) of the Constitution be amended by adding thereto the following Section, to be known as Section 17:

^{Its Terms.} SECTION 17. Any bonded debt hereafter incurred by any County, municipal corporation, or political division of this State, shall never exceed eight per centum of the assessed value of all the taxable property therein.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate.
JAMES SIMONS,
Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
Governor.

No. 416. AN ACT TO AMEND SECTION NINE HUNDRED AND SEVENTY-SEVEN OF THE GENERAL STATUTES, RELATING TO QUARANTINE.

^{Amendments.} SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section nine hundred and seventy-seven (977) of the General Statutes, be, and the same is hereby, amended, by striking out the words "of each year" when they occur on the 14th; 38th, and 39th lines of said Section; and also by striking out the words "one year" when they occur on the 14th, 15th, and 39th lines of same, and inserting in place thereof the words "two years;" and that the said Section be, and the same is, further amended by striking out the words "one hundred and fifty" on the 35th and 36th lines of the said Section, and inserting in lieu thereof the words "three hundred," so that the said Section shall read as follows:

SECTION 977. The administration of quarantine of the port of Charleston shall be in charge of the Board of Health of the city of Charleston, subject to the advice and supervision of the Executive Committee of the State Board of Health, and they shall have full power and authority to make such rules and regulations for the institution and enforcement of quarantine as they may deem expedient, and as may be conformable to law.

A.D. 1884.

Quarantine at Charleston.

The Quarantine Officer for the port of Charleston shall be appointed by the Governor on the nomination of the Board of Health of the city of Charleston. He shall be invested with all powers and authority heretofore by law conferred upon the Health Officer of the port of Charleston, and he shall exercise such powers and authority, under the direction and control of the said Board of Health of the city of Charleston. He shall receive a salary from said Board at the rate of eighteen hundred dollars per annum, and he shall reside at the quarantine station. He shall be appointed during the month of January and hold his office for two (2) years, and until his successor shall be appointed, unless sooner removed by the Governor at the request of the Board of Health of the city of Charleston, or for other reasons satisfactory to him.

Quarantine Officer.

For the purpose of carrying out the provisions of this Chapter with regard to the port of Charleston, the sum of two thousand five hundred dollars, shall be annually appropriated, to be paid by the State Treasurer, on the order of the Chairman of the Board of Health of Charleston.

Appropriation.

The ports of the State which are not specifically provided for in this Chapter, shall remain under the supervision and control of the Executive Committee of the State Board of Health, and a Quarantine Officer shall be appointed at each of the said ports, who shall be vested with the powers and authority heretofore by law conferred upon the Health Officer and shall exercise the same under the direction and control of the Executive Committee of the State Board of Health or such local Board as the Executive Committee of the State Board of Health may appoint for that purpose. He shall return to the said Executive Committee, or to the said local Board, all fees collected by him, and shall receive for his services annually the following, to wit:

Other Ports.

Quarantine Officer of the port of Georgetown, five hundred dollars and one hundred and fifty dollars for boat hire.

Georgetown.

Quarantine Officer at St. Helena entrance, eight hundred dollars and one hundred and fifty dollars for boat hire.

St. Helena.

Quarantine Officer at Port Royal, eight hundred dollars and three hundred dollars for boat hire.

Port Royal.

A. D. 1884.
Officers.

He shall be appointed by the Governor on the recommendation of the Executive Committee of the State Board of Health during the month of January, and hold his office for two (2) years and until his successor shall be appointed, unless sooner removed by the Governor, at the request of the Executive Committee of the State Board of Health, and shall reside at the quarantine station.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
 President of Senate.
 JAMES SIMONS,
 Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
 Governor.

No. 417. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO DIVIDE THE CITY OF CHARLESTON INTO TWELVE WARDS AND MAKING PROVISION FOR THE ELECTION OF THE MAYOR AND ALDERMEN OF THE SAID CITY."

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to divide the city of Charleston into twelve wards and making provision for the election of the Mayor and Aldermen of the said city," approved 21st December, A. D. 1882, be, and the same is hereby, amended by striking out in the fifth Section thereof the following words, to wit: "Each Alderman so elected on such general ticket shall be, and during his term of office shall remain, a resident of the ward for which he is elected," and inserting in lieu thereof the following words, to wit: "Each Alderman so elected on such general ticket shall be at the time of his election a resident of the ward for which he is elected.".

*Amendment
to Section 5.*

*Alderman to
reside in his
ward.*

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
 President of Senate.
 JAMES SIMONS,
 Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
 Governor.

AN ACT TO AMEND SECTION 385 OF THE CODE OF CIVIL PROCEDURE RELATING TO CONFESSION OF JUDGMENT WITHOUT ACTION.

A.D. 1884.

No. 418.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 385 of the Code of Civil Procedure be, and the same is hereby, amended by striking out the words: "with five dollars costs together with disbursements" on the fourth line, and inserting in lieu thereof the following: "with five dollars, plaintiff's attorney's costs when the confession is entered by an attorney, and the usual fees provided by law to the Clerk of the Court of Common Pleas or Trial Justice, as the case may be, for entering up judgments and issuing executions in any cases, together with any necessary disbursements of the plaintiff." So that said Section as thus amended will read as follows:

Amendment.

Costs on con-
fession.

SECTION 385. The statement may be filed with the Clerk of the Court of Common Pleas, or with a Trial Justice, if the amount for which judgment is confessed shall not exceed one hundred dollars, who shall enter a judgment endorsed upon the statement for the amount confessed, with five dollars, plaintiff's attorney's costs, when the confession is entered by an attorney, and the usual fees provided by law to the Clerk of the Court of Common Pleas or Trial Justice, as the case may be, for entering up judgments and issuing executions in any cases, together with any necessary disbursements of the plaintiff. The statement and affidavit, with the judgment endorsed, shall thereupon become the judgment roll. Executions may be issued and enforced thereon in the same manner as upon judgments in other cases in such Courts. When the debt for which the judgment is entered is not all due, or is payable in installments, and the installments are not all due, the execution may issue upon such judgment for the collection of such installments as have become due, and shall be in the usual form, but shall have endorsed thereon, by the attorney or person issuing the same, a direction to the Sheriff to collect the amount due on such judgment, with interest and costs, which amount shall be stated, with interest thereon, and the costs of said judgment. Notwithstanding the issue and collection of such execution, the judgment shall remain as security for the installments thereafter to become due, and whenever any further

Section as
amended.

STATUTES AT LARGE

A. D. 1884. installments become due, execution may, like manner, be issued for the collection and enforcement of the same.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate.
JAMES SIMONS,
Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
Governor.

No. 419. AN ACT TO AMEND SECTION 1749 OF THE GENERAL STATUTES IN RELATION TO THE SALE OF INTOXICATING LIQUORS IN INCORPORATED TOWNS.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Amendment. General Assembly, and by the authority of the same, That Section 1749 of the General Statutes of South Carolina be amended by prefixing thereto the words and figures "Sections 1746, 1747, and 1748 of." So that the said Section shall read:

SECTION 1749. Sections 1746, 1747, and 1748 of this Chapter shall not apply to any city, town, or village in which the sale of ardent spirits is now or shall hereafter be prohibited by legislative enactment.

SEC. 2. That this Act take effect from the day of its approval.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate.
JAMES SIMONS,
Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
Governor.

**AN ACT TO AUTHORIZE AND REQUIRE THE CLERK OF THE
COURT OF COMMON PLEAS FOR EDGEFIELD COUNTY TO
PROVIDE AND PREPARE NEW INDEXES FOR THE RECORDS
IN HIS OFFICE.**

A. D. 1884.
No. 420.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Clerk of the Court of Common Pleas for Edgefield County, together with James R. Bee, be authorized and required to provide and prepare a new set of index books for all records and matters in his office indexed or requiring to be indexed in said County, beginning in 1868 or 1869 and ending with 1877 or 1878, as the circumstances may require.

Clerk to pre-
pare new in-
dexes.

SEC. 2. That the County Commissioners of said County are hereby authorized and required to furnish him with the necessary index books for that purpose.

Books to be
furnished him.

SEC. 3. That the said County Commissioners are hereby authorized and required to pay the said Clerk the sum of twenty-five dollars (\$25.00) for supervising said work, and for the necessary clerical assistance in making said indexes the sum of one hundred and twenty-five dollars (\$125.00): *Provided, however,* That said accounts and claims shall not be paid by said County Commissioners until the same have been first approved by a committee of three members of the Edgefield bar, to be appointed by the Circuit Judge presiding at any Court, for that purpose.

Pay.
Account to
be approved.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate.
JAMES SIMONS,
Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
Governor.

A. D. 1884.

No. 421.

AN ACT TO AUTHORIZE AND EMPOWER THE COMPTROLLER GENERAL TO PAY TO HERBERT E. WELLS THE BALANCE OF SALARY DUE C. W. WELLS AS SUPERVISOR OF REGISTRATION OF CHESTERFIELD COUNTY.

Whereas it appears that there is a balance of twenty-nine dollars and twenty cents (\$29.20) due by the State to C. W. Wells, late Supervisor of Registration for Chesterfield County, upon his salary as said Supervisor; and whereas the said C. W. Wells has recently died, leaving no personal representative and no other property than said balance, and it is desired that the same should be paid to his brother, Herbert E. Wells; therefore,

To be paid to H. E. Wells. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Comptroller General be, and is hereby, authorized and empowered to pay the balance of salary due to C. W. Wells, late Supervisor of Registration for Chesterfield County, to Herbert E. Wells, out of any money in the treasury applicable to that purpose.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate,
JAMES SIMONS,
Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,
Governor.

No. 422. **AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE SOUTH CAROLINA PACIFIC RAILWAY COMPANY," AND FOR OTHER PURPOSES THEREIN MENTIONED.**

17 St., 851. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to incorporate the South Carolina Pacific Railway Company," approved February 9th, 1882, be, and the same is hereby, amended by striking out all after the third Section and substituting in lieu thereof the following:

SECTION 4. That said company by its corporate name may sue and be sued, plead and be impleaded, in any of the Courts of law or equity, in this State or of the United States; accept, purchase, hold, and convey property, real, personal, and mixed; make contracts, have and use a common seal; make by-laws and appoint all necessary officers and prescribe their duties, and to do and perform all lawful acts properly incident or connected with said corporation and necessary for the control and transaction of business: *Provided*, That such by-laws be not repugnant to the Constitution and laws of this State and of the United States: *Provided*, That the Board of Directors of said company shall not exceed the number of twelve to be chosen by the stockholders from among their number, four of whom shall be residents of this State; one of their number shall be chosen by the said Board as President.

A. D. 1884.
Amendments.

Powers and
duties.

Directors.

SEC. 5. That said company shall have every right, privilege, and power necessary for the purpose of acquiring such lands or rights of way as it may require for the location or construction of the said railroad, or for the erection or location of depots, warehouses, stations, and other establishments, and for extending or altering the same, and shall have the benefit of every process and proceeding provided by the laws of this State in this behalf.

Rights.

SEC. 6. That said company is authorized to purchase, lease, or consolidate with, any other railroad company now existing, or which may hereafter exist, under the laws of this State or of any other State, upon such terms as a majority of the Board of Directors and stockholders shall determine.

May pur-
chase, lease, or
unite with
other roads.

SEC. 7. That said company is authorized and empowered to mortgage any or all of its property and franchises, and to issue bonds and stock to such amount and on such terms and conditions and for such uses and purposes of the said corporation as the Board of Directors thereof shall deem for the best interest of said company.

May issue
bonds and
mortgages.

SEC. 8. That nothing in this Act shall be construed to interfere with any rights heretofore acquired, or obligations assumed and incurred by said company; and the mortgage executed by the said company on seventeenth day of November, eighteen hundred and eighty-four, and the bonds issued thereunder, are hereby confirmed and declared valid, binding and obligatory upon said company.

Vested rights
not disturbed.

STATUTES AT LARGE

A. D. 1884. SEC. 9. That this shall be deemed a public Act and remain of
 Public Act force for thirty years or until repealed.
 for 30 years.

In the Senate House, the twenty-second day of December, in the
 year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
 President of Senate.
 JAMES SIMONS,
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,
 Governor.

No. 423. AN ACT TO INCORPORATE THE HARTSVILLE TELEPHONE COMPANY.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That J. L. Coker, C. B. Edwards, C. J. Woodruff, J. J. Lawton, and J. E. Norment, of Darlington County, and their associates and successors, are hereby constituted a body corporate and politic by the name of the Hartsville Telephone Company, and shall have a corporate existence for twenty-one years.

To purchase and construct lines. SEC. 2. That the said company is hereby authorized to purchase and construct telephone or telegraph lines within the borders of the public roads, and by such other routes as they may acquire by purchase or otherwise between the town of Darlington and Hartsville or to other points, and to operate the same under such rules and by-laws not repugnant to the law as may be necessary and expedient.

Capital stock. SEC. 3. That the capital stock of said company shall not be less than five hundred dollars, and may be increased from time to such an amount as may be found necessary to construct their lines and conduct their business.

Liabilities. SEC. 4. That the stockholders of said company shall be liable for the debts thereof in the same manner and to the same extent as is provided in an Act entitled "An Act to conform all special

Acts of incorporation to the provisions of the Constitution of the State respecting the liability of stockholders therein," approved February 20th, 1880.

A. D. 1884.
17 Stat., 284.

SEC. 5. All Acts or parts of Acts inconsistent with this Act are hereby repealed.

Repealing clause.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate.
JAMES SIMONS,
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,
Governor.

AN ACT TO CONFIRM THE CHARTER OF THE CHARLESTON LAND COMPANY, INCORPORATED UNDER "AN ACT TO AUTHORIZE AND REGULATE THE CREATION OF PRIVATE CORPORATIONS WITHIN THIS STATE," RATIFIED THE 20TH DAY OF DECEMBER, 1866, AND TO RENEW THE SAME. No. 424.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the charter of the Charleston Land Company, a corporation established under the Act to authorize and regulate the creation of private corporations within this State, ratified the 20th day of December, 1866, be, and the same is hereby, confirmed. That the said charter be renewed, and that John Scanlon, David Bracy, Joseph Parker, John L. Fenwick, Samuel C. Grant, Henry Willaston, citizens of the State of South Carolina, together with such other persons as now are or may be hereafter associated with them, and their successors, be, and they are hereby, created a body politic and corporate, under the name and style of the Charleston Land Company.

Charter confirmed.

SEC. 2. That the said corporation shall have power to hold any real estate or personal property now in their name, to purchase, receive, and possess any real or personal property, not exceeding fifty thousand dollars, and to sell, convey, lease, or mortgage the same, and to make such rules and by-laws, not repugnant to the law, as may be necessary and expedient.

**13 Stat., 402.
433. And renewed.

Property.

By-laws.

A. D. 1884.

May sue and
be sued and
have seal.
Public Act for 21 years.

SEC. 3. That the said corporation by its corporate name may sue and be sued, plead and be impleaded, in any Court of this State, make and use a common seal, and alter the same at will or pleasure.

SEC. 4. That this Act shall be deemed and taken to be a public Act, and shall continue in force for twenty-one years.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,

President of Senate.

JAMES SIMONS,

Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,

Governor.

No. 425. AN ACT TO PROVIDE FOR THE APPOINTMENT OF A STENOGRAFHER FOR THE EIGHTH JUDICIAL CIRCUIT.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Judge of the Eighth Judicial Circuit shall appoint a Stenographer for said Circuit, who shall be a sworn officer of said Court, and shall be paid as is hereinafter provided. It shall be the duty of every Stenographer appointed for said Circuit, under the direction of the presiding Judge thereof, to take full stenographic notes of all proceedings, including the testimony, rulings, and charge of the Court in every trial thereat; and in case the presiding Judge, or the Solicitor of said Circuit, for use in criminal cases, shall require a transcript of said stenographic notes, said Stenographer shall furnish the same written out in full.

Copies to parties. SEC. 2. It shall be the duty of such Stenographer to furnish to any party to such trials, upon request, a copy of the evidence and proceedings taken by him in such trials, or such part thereof as may be required, on payment in advance on behalf of such party of three cents for every hundred words of the copy so furnished. Any sum so paid by any party shall be considered a necessary disbursement in the taxation of costs.

SEC. 3. That the Stenographer of the Eighth Circuit shall receive A. D. 1884.
 an annual salary of twelve hundred dollars, to be paid as follows: Salary—How
paid.
 By the County of Abbeville, three hundred and twenty-five dol-
 lars; by the County of Greenville, three hundred and twenty-five
 dollars; by the County of Anderson, three hundred dollars; and
 by the Counties of Pickens and Oconee, one hundred and twenty-
 five dollars, each. Said amounts to be paid quarterly by the
 Treasurer of said Counties, upon the check of the Board of County
 Commissioners, who shall issue such check upon the production of
 a certificate of the presiding Judge that such Stenographer has
 performed his duties; said sums to be paid out of current County
 funds.

SEC. 4. That this Act shall take effect immediately upon its When to take
 passage. effect.

In the Senate House, the twenty-second day of December, in the
 year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
 President of Senate.
 JAMES SIMONS,
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,
 Governor.

**AN ACT TO INCORPORATE THE CHAUGA LIME, MINING, AND No. 426.
 MANUFACTURING COMPANY.**

SECTION 1. *Be it enacted* by the Senate and House of Repre-
 sentatives of the State of South Carolina, now met and sitting in
 General Assembly, and by the authority of the same, That William
 Johnson, John M. Campbell, D. D. Davies, and their associates,
 successors, and assigns, are hereby made and created a body politic
 and corporate in law, under the name and style of the Chauga
 Lime, Mining, and Manufacturing Company, and by that name
 shall have perpetual succession; may have and use a common seal, Chartered.
 May sue and
 have seal.
 and may sue and be sued in any Court of competent jurisdiction.

SEC. 2. The capital stock of said corporation shall be the sum of Capital stock.
 one hundred thousand dollars (\$100,000), and shall be divided into

A. D. 1884. shares of one hundred dollars each, and to be paid at such times and in such amounts as may be determined upon by the persons hereinbefore mentioned, or a majority of them. Books for subscription shall be opened within three months from the passage of this Act, in such places as said persons may select, and the same shall be closed as soon as all of said shares are subscribed for.

When organized. SEC. 3. That said corporation shall be deemed to be organized whenever five thousand dollars of said stock shall have been actually paid in.

Purposes and powers. SEC. 4. Said corporation shall have power to acquire lands in the County of Oconee, and therein and thereon to conduct the business of mining minerals, and manufacturing wood, iron, copper, and vending all minerals so mined and articles manufactured, and to this end to acquire and possess all necessary tools and implements and materials.

Public Act. SEC. 5. That this Act shall be deemed a public Act, and be in force for thirty years, and all Acts inconsistent therewith are hereby repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,
President of Senate.
JAMES SIMONS,
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,
Governor.

No. 427. AN ACT TO INCORPORATE THE MASON COTTON GIN CYLINDER COMPANY.

Chartered. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Charles T. Mason, Jr., B. R. Riordan, J. K. Blackman, James S. Murdock, Francis W. Dawson, John R. London, William L. Roddy, and their associates, successors, and assigns, are hereby made and created a body politic and corporate, under the name and style of The

Mason Cotton Gin Cylinder Company, for the purpose of manufacturing machines and implements for ginning cotton, or other agricultural purposes, and of selling or of working the same upon toll, hire, or otherwise, and of having the same manufactured on royalty.

A. D. 1884.
~~~~~  
Purpose.

SEC. 2. That the capital stock of the said company shall be \$100,000, divided into shares of \$100 each, with the privilege of increasing the same to any sum not exceeding two million dollars (\$2,000,000); and the said company shall provide by its by-laws the regulations for the increase and distribution of such additional capital; and subscriptions to the capital stock may be made in patent rights, machinery, money or money's worth, at such rates and upon such terms as may be agreed upon at the time of the subscription.

SEC. 3. That the said company, by its corporate name, may sue and be sued, implead and be impleaded, may have and use a common seal, and may make all legal by-laws and rules for the regulation and government of said company.

SEC. 4. That at all elections or meetings of the stockholders of said company, each stockholder shall be entitled to one vote for each share of stock held or represented by him; and the corporation shall have power to make regulations in its by-laws for the representation by proxy of such stockholders as may be absent at such elections or meetings.

SEC. 5. That the said company may purchase, have and hold in fee simple, or for any lesser estate, any lands, tenements, or hereditaments which may be necessary for the use and purposes of the corporation, and may erect such mills, buildings, machine shops, or other works as may be necessary to carry on its business; and the said company shall have power to mortgage, sell, alien, lease, pledge, encumber, or otherwise dispose of, any and all of its property, real and personal, and the franchises of said company, for such purposes as may be directed by the said corporation.

May purchase lands.

Erect mills.

And sell or mortgage.

SEC. 6. That each stockholder of the said company shall be liable to the creditors thereof in an amount, besides his share or shares therein, not exceeding five per cent. of the par value of the stock held by him when the demand of the creditor shall be made: *Provided*, That such demand be payable within one year from the date when the debt was contracted: *And provided, also*, That an action to hold such stockholder liable be commenced whilst said stockholder is still a stockholder in said company, or within two years after he has ceased to be a stockholder in the same: *Provided, further*, That no person holding a share or shares of the

Liabilities of Stockholders.

A. D. 1884. stock of said company as executor, administrator, trustee, or in any other fiduciary capacity, shall be liable thereon beyond the value of the estate held by him as such executor, administrator, trustee, or in any other fiduciary capacity.

<sup>Public Act  
for 30 years.</sup> SEC. 7. That this Act shall be deemed a public Act, shall take effect from its passage, and shall continue in force for thirty years, and until the final adjournment of the General Assembly meeting next thereafter.

In the Senate House, the twenty-second day of December, in the year of our Lord one-thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 428. AN ACT TO MAKE IT THE DUTY OF ALL SCHOOL OFFICERS, NOT COUNTY SCHOOL COMMISSIONERS, WHO ARE REQUIRED BY LAW TO SUBMIT ANNUAL REPORTS TO THE STATE SUPERINTENDENT OF EDUCATION, TO TRANSMIT THEM THROUGH THE SCHOOL COMMISSIONERS OF THEIR RESPECTIVE COUNTIES.

<sup>School offi-  
cers to make  
report.</sup> SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That on and after the passage of this Act, all school officers, not County School Commissioners, who are required by law to present annual reports to the State Superintendent of Education, shall present them to the School Commissioner of their respective Counties, to be embraced in his annual report.

<sup>School Com-  
missioners to  
report.</sup> SEC. 2. That it shall be the duty of all County School Commissioners receiving reports as provided in the preceding Section of this Act, to incorporate them with their own annual reports to the State Superintendent of Education, so that the annual reports of the County School Commissioner shall contain the school statistics of the entire County.

SEC. 3. That all Acts or parts of Acts, inconsistent with the provisions of this Act, be and the same are hereby repealed.

A. D. 1884.

Repealing

In the Senate House, the twenty-second day of December, in the clause.  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of the Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE "THE EDGEFIELD REAL ESTATE AND No. 429.  
BUILDING AND LOAN ASSOCIATION."**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That D. R. Durrisoe, J. C. Sheppard, A. J. Norris, M. A. Markert, B. W. Bettis, Jr., Alvin Hart, W. E. Lynch, W. H. Folk, W. N. Burnett, T. H. Rainsford, James M. Cobb, Ernest Gary, A. S. Tompkins, W. B. Penn, and J. L. Addison, together with such other persons as are now or may be hereafter associated with them, be and they are hereby declared a body politic and corporate for the purpose of buying, improving, selling, leasing, renting, and exchanging real estate, and of making loans of money, secured by mortgages of real estate or pledges of personal security, to and from their members, stockholders, and others, by the name and style of "The Edgefield Real Estate and Building and Loan Association."

Chartered.

Purpose.

Name.

SEC. 2. The capital stock of said Association shall consist of one thousand and five hundred shares, but as soon as three hundred shares are subscribed thereto, the said Association shall organize and commence operations; said shares to be paid by successive monthly installments of one dollar per month on each share until the sum of two hundred dollars shall have been paid in on each share. The said shares to be held, transferred, assigned and pledged, and the holders thereof to be subject to such fines and forfeitures for default in their payments, according to such regulations as may be prescribed by the by-laws of said corporation.

Capital stock  
and how paid.

SEC. 3. That the said corporation shall have power and authority to make any such rules and by-laws for its government as are not

Powers and  
privileges.

A. D. 1884.

repugnant to the Constitution and laws of the land; shall have such members and succession of members and officers as shall be ordained and chosen according to their said rules and by-laws, made or to be made by them, shall have and keep a common seal and may alter the same at will; may sue and be sued, plead and be impleaded, in any Court of competent jurisdiction in this State; and shall have and enjoy all and every right and privilege incident and belonging to corporations.

To hold real estate up to \$300,000.

SEC. 4. That the said corporation shall have power to take, purchase, hold, and improve real estate, and to sell, transfer, rent, or lease the same from time to time to its members or other persons on such terms and under such conditions and subject to such regulations as may be provided by the rules and by-laws of said corporation: *Provided*, That the real estate held by said corporation shall not at any time exceed the value of three hundred thousand dollars.

Loans to members and how secured.

SEC. 5. That the funds of said corporation shall be loaned and advanced to the members and stockholders upon the security of real and personal estate, and used in the purchase of real estate for the benefit of its members and stockholders, on such terms and under such conditions and subject to such regulations as may from time to time be prescribed by the rules and by-laws of said corporation; and it shall be lawful for said corporation to hold such lands, tenements, hereditaments, and personal property as shall be mortgaged or conveyed to them in good faith, by way of security upon its loans and advances, and may sell, alien, or mortgage or otherwise dispose of the same as they may deem expedient.

Loans to others.

SEC. 6. That whenever it shall occur that the funds of said corporation shall remain unproductive and uncalled for by the members thereof, the said corporation shall have power to loan whatever amount may thus be on hand to others than stockholders and members, at any rate of interest not prohibited by the usury laws or laws regulating the interest on money loaned in this State.

To continue for 21 years.

SEC. 7. That the said corporation may continue for the period of twenty-one years from the date of this charter, but shall be authorized to finally divide its profits and wind up its affairs at an earlier period should it deem it expedient so to do.

Liabilities of stockholders.

SEC. 8. Each stockholder in said corporation shall be jointly and severally liable to the creditors thereof, besides the value of his or her shares therein, to an amount not exceeding five per centum of the par value of the share or shares held by him or her at the time

the debt was contracted, but such liability shall not attach until the corporation shall have been sued and *nulla bona* returned on execution in such suit.

A. D. 1884.

SEC. 9. This Act shall be deemed a public Act, and may be given in evidence without specially pleading the same. Public Act.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AUTHORIZE THE TOWN COUNCIL OF THE TOWN OF CHERAW TO GRANT LICENSES TO PERSONS ENGAGED IN MERCANTILE BUSINESS IN SAID TOWN AND REGULATE THE FEES TO BE PAID FOR THE SAME.** No. 430.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Town Council of Cheraw be and are hereby authorized to require the payment of such sum or sums of money, not exceeding forty dollars (\$40), for license or licenses, as in their judgment be just and wise, by any person or persons engaged or intending to engage in the mercantile business, in whole or in part, within the limits of said town.

License tax  
on merchants.

SEC. 2. That the entire proceeds arising from the sale of licenses, as in this Act provided, shall be appropriated to the payment of a night watchman or night watchmen in said town. How appropriated.

SEC. 3. That said Town Council is hereby authorized to pro rate the amounts to be paid for said licenses according to the amount of goods for trade owned by the respective mercantile firms obtaining licenses in said town, and may pass such ordinances as may be necessary to carry the intent and purposes of this Act into full effect. How graduated and enforced.

## STATUTES AT LARGE

A. D. 1884. SEC. 4. That this Act shall take effect from and after its ap-  
 When to take proval.  
 effect.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 431. AN ACT TO EXTEND THE POWER OF MASTERS AS TO THE SALE OF REAL ESTATE.

*Master to sell where lands lie.* SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That whenever the Court of Common Pleas in any County shall have acquired jurisdiction over real estate lying in another County, it shall be lawful for the Master for the County in which the action is brought to sell such real estate in the County in which the land is situated.

*Former sales confirmed.* SEC. 2. That all sales heretofore made by the Master for one County of lands lying in another County, otherwise valid and not appealed from, are hereby confirmed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

OF SOUTH CAROLINA.

709

AN ACT TO AMEND THE LAW RELATING TO JUDGMENTS BY  
DEFAULT.

A. D. 1884.

No. 432.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That in case notice of appearance in an action has been given by or in behalf of a defendant, but no answer or demurrer has been or thereafter shall be served within the time required by law, the plaintiff, upon filing proof of such facts, shall have his judgment by default against such defendant in the same manner and with like effect as in cases where no notice of appearance has been given.

Judgment  
by default after  
appearance.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO AUTHORIZE AND EMPOWER THE COUNTY COMMISSIONERS OF EDGEFIELD AND GREENVILLE COUNTIES TO BORROW MONEY TO DEFRAY THE CURRENT EXPENSES OF SAID COUNTIES FOR THE FISCAL YEAR COMMENCING NOVEMBER 1, 1884, AND TO PLEDGE THE TAXES FOR THE SAID FISCAL YEAR FOR THE PAYMENT OF THE SAME. No. 433.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Edgefield and Greenville Counties be, and they are hereby, authorized and empowered to borrow money sufficient to defray the current expenses of the Counties for the fiscal year commencing November 1, 1884, not to exceed three-fourths of the amount levied by law for such purposes, and to pledge the taxes of said Counties levied therefor for the payment

To borrow  
money.

Limit.

A. D. 1884.

How expend-  
ed.

of the sum borrowed with interest: *Provided*, That they shall not pay more than seven per cent. per annum interest therefor: *And provided, further*, That the money borrowed for the purposes aforesaid be forthwith deposited with the County Treasurer of said Counties subject to the orders of the said County Commissioners for the said current expenses of the said Counties, and for no other purposes.

In force.

SEC. 2. That this Act shall take effect immediately after its passage, and shall extend only one year thereafter.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 434. AN ACT TO AUTHORIZE COUNTY TREASURERS TO TRANSFER ANY SURPLUS TO THE CREDIT OF ANY OF THE ACCOUNTS KEPT BY THEM FOR THE BOARD OF COUNTY COMMISSIONERS, TO THE SAME ACCOUNT FOR THE NEXT ENSUING FISCAL YEAR.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That if, at

*County Treasurers to carry balances to credit of ensuing year.* the end of any fiscal year after the passage of this Act, there shall remain in the hands of any County Treasurer of this State any balance to the credit of the various funds which may have been apportioned by the County Commissioners of the several Counties, after all claims chargeable against said fund shall have been paid, the County Commissioners of said Counties are hereby authorized and required to transfer such balance to the credit of the same fund for the next fiscal year.

OF SOUTH CAROLINA.

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SEC. 2. That the County Commissioners of the several Counties of this State are hereby authorized and required to transfer in like manner any balance which may now remain in the hands of the County Treasurer of any of said Counties to the credit of any fund for any other fiscal year.

A. D. 1884.

County Com-  
missioners to  
do the same.

SEC. 3. That all Acts or parts of Acts inconsistent with, or repugnant to, the provisions of this Act, be and the same are hereby repealed.

Repealing  
clause.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND No. 435.

SECTION 637 OF THE GENERAL STATUTES OF SOUTH CAROLINA, SO FAR AS IT RELATES TO THE COUNTIES OF ORANGEBURG, ANDERSON, WILLIAMSBURG, EDGEFIELD, FAIRFIELD, BARNWELL, AND GEORGETOWN," APPROVED DECEMBER 24TH, A. D. 1883.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to amend 637 of the General Statutes of South Carolina, so far as it relates to the Counties of Orangeburg, Anderson, Williamsburg, Edgefield, Fairfield, Barnwell; and Georgetown," approved December 24th, A. D. 1883, be amended by inserting on line 9 before the words "and Barnwell" the word "Abbeville," so that said Section shall read as follows:

SECTION 637. Each member of the Board of every County shall be allowed compensation for his services in attending the meetings of the Board, and for necessary time spent in discharging other duties imposed by law, if any, at the rate of two dollars per day, and five cents per mile for necessary travel: *Provided*, That compensation shall not be allowed to any member of the Board of

General Sta-  
tutes, §637,

amended.

Compensa-  
tion to County

Commissi-

ers.

Ante p. 446.

## STATUTES AT LARGE

A. D. 1884. County Commissioners for exceeding seventy days in any one year, except in Richland, Anderson, Edgefield, Fairfield, Abbeville, and Barnwell Counties, where one hundred days and no more shall be allowed; except also the Chairman of the Board of County Commissioners of Spartanburg, Georgetown, and Beaufort Counties, who

Orangeburg. shall be allowed one hundred days and no more; also in Orangeburg County, where one hundred days and no more shall be allowed, and where the compensation shall be three dollars per day, and five cents per mile for necessary travel: *Provided*, That the entire compensation and mileage of each member of the Board of County Commissioners for Orangeburg County shall not exceed three hundred and fifty dollars, and where the Clerk of said Board shall receive for his services three dollars per day for time actually employed, provided that the compensation of the Clerk of the Board of County Commissioners for Orangeburg County shall not exceed two hundred and fifty dollars in each year. Not more than

Clerks, one hundred days shall be allowed to any Clerk of the Board for any one year, except in Richland County, in which the number of days shall not exceed two hundred; and except in Georgetown County, in which the number of days shall not exceed one hundred and twenty-five; and except in Anderson County, in which the number of days shall not exceed one hundred. An account shall be made out in items with dates prefixed, accompanied with affidavits

Account to be verified. of the member, stating that the items of such account are just and the services therein mentioned have been rendered as stated and no part of said account has been paid. The account shall be presented

Paid. to the County Auditor, who shall audit, and if correct, the County Treasurer shall pay the same out of the funds accrued from taxes levied and collected for payment of accounts and claims against the County. Copies of all accounts thus presented and paid by the County Treasurer, shall be filed with the Clerk of the Board of County Commissioners, for the examination of all persons who may desire to inspect them.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO AMEND SECTION 2240 OF THE GENERAL STATUTES  
OF SOUTH CAROLINA, RELATING TO EXEMPTION FROM  
JURY DUTY.

A. D. 1884.  
No. 436.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 2240 of the General Statutes of South Carolina be, and the same is hereby, amended by striking out of said Section on the ninth line thereof the words "and members of Boards of Trustees," and by striking out on the eleventh line of said Section the words "members of Township Boards of Assessors," and by striking out the words "millers carrying on that business at the time" in the seventeenth and eighteenth lines thereof and inserting instead thereof "millers actually engaged at the time in grinding grain for the public," so that the said Section when amended shall read as follows:

General Statutes, § 2240.  
amended.

SECTION 2240. The following persons shall be exempt from serving as jurors, to wit: The Governor, Lieutenant Governor, Attorney General, Comptroller General, State Treasurer, Secretary of State, Superintendent of Education, Commissioner of Agriculture, members and officers of the Senate and House of Representatives during the sessions of the General Assembly, members of the Senate and House of Representatives of the United States, Judges and Justices of any Court, members of the State Board of Examiners appointed by the Governor, members of County Boards of Examiners appointed by the State Board of Examiners, County Commissioners, County Auditors and Treasurers, Clerks of Courts, Registers of Mesne Conveyances, Sheriffs and their deputies, Coroners, Constables, the Marshals of the United States and their deputies, and all the other officers of the United States, counsellors and attorneys at law, ordained ministers of the Gospel, officers of colleges, preceptors and teachers of academies, practicing physicians and surgeons regularly licensed, licensed pharmacists, apothecaries or druggists who carry on and conduct the business of such occupation, cashiers and tellers of incorporated banks, editors and printers of newspapers, constant ferrymen, millers actually engaged at the time in grinding grain for the public, and all men actually employed as such, persons who are more than sixty-five years old, and the following officers and employees of railroads: the Chief Engineer, Assistant Engineers, Commissioner or Superintending officer, Secretary and Auditor or Treasurer of Directors, keepers of depositories, guards stationed on road to

Section 2240  
as amended.  
Who exempt  
from jury duty.

Railroad em-  
ployees.

A. D. 1884.

protect it from injury, not exceeding one man to every five miles, and such persons as may be actually employed in working locomotive engines, traveling with cars for the purpose of attending to the transportation of passengers and goods, not exceeding one engineer and assistant to each steam engine, and one person to each passenger car and to every five cars for transporting goods, while such persons are actually employed; and telegraph operators, and all officers and members of the Fire Department of Charleston.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 437. AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW TOWNSHIP AND SCHOOL DISTRICT IN CHESTER COUNTY AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Wilkesburg School District No. 11 established. County Board of School Examiners of Chester County be, and the same are hereby, authorized and required to lay off a new township within the limits of Baton Rouge School District in Chester County, to be known as Wilkesburg School District No. 11; the boundaries. boundary line whereof shall begin at the residence of William T. Dallas and running thence West to the intersection with Turkey Creek, thence Southward to the residence of E. T. Wade, thence Eastward to the residence of Mrs. Elizabeth Carter, thence running Northward with said line to the beginning.

SEC. 2. That the inhabitants of said school district shall be, A. D. 1884.  
Body corpor-  
ate. and are hereby created a body politic and corporate, with such government, rights, privileges, and liabilities as other school districts, rate. under the Act approved the 22d of March, 1878. 16 Stat., 579.

SEC. 3. The said school district is also hereby authorized and empowered to levy on all real and personal property returned in said district, a local tax not exceeding two mills on the dollar, to supplement the Constitutional tax, for support of said schools, by the persons and in the mode following, to wit: The School Trustees of said district shall, on or before the 15th day of March next, and again on or before the 1st of November, A. D. 1885, and on or before the last named day in each succeeding year, call a meeting of all the legal voters living in said district and returning real property therein; that a notice of said meeting, specifying the time, place, and object thereof, shall be published in one newspaper or more in the County of Chester and posted on the door of Wilkesburg Academy at least twenty days before the said meeting. The persons answering the above designation shall appoint a Chairman and Secretary, adjourn from time to time, decide what additional tax, if any, shall be levied, and appropriate the same in such manner as they may think best for maintaining such schools. No tax thus levied shall be repealed at a subsequent meeting held within the same fiscal year. The Chairman of the said meeting shall, in one week thereafter, notify the Chairman of the Board of Trustees and the County Auditor of the amount of the tax thus levied, and how it has been appropriated, and the County Auditor shall at once assess such tax on all real and personal property returned in said district or township; and the County Treasurer shall collect the same with the State and County tax; and if unpaid it shall be a lien on all property for two years; and defaulting taxpayers shall be liable to like process and penalties as defaulters for State and County taxes. The money collected from said tax levy shall be paid out by the County Treasurer for purposes to which it has been appropriated, on warrants drawn by the Trustees of said district, countersigned by the County School Commissioner; and said Treasurer shall be liable to said school district for non-performance of his duty, in respect to said moneys, in same manner and under like penalties as for non-performance of his duty in reference to State and County taxes. The first assessment under this Act shall be for the scholastic year beginning on 1st November, 1884.

Taxing pow-  
ers.
Mode of levy-  
ing tax.
Meeting.
Tax not to be  
repealed.
How assessed  
and collected.
How paid.
Liability of  
Treasurer.

## STATUTES AT LARGE

A. D. 1884.

When to take effect. Repealing clause.

SEC. 4. This Act shall take effect from its passage, and all Acts inconsistent therewith are hereby repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 438. AN ACT TO AMEND SECTION 997 OF THE GENERAL STATUTES,  
RELATING TO THE PUBLIC SCHOOLS.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 997 of the General Statutes be amended so as to read as follows:

*Examination of teachers and certificates.* SECTION 997. The State Board of Examiners shall, during the first week in May and the first week in September of each year, and at such other times as may be necessary, examine all persons who may make application, as to their qualification for teaching school in this State; and to every person of good moral character who passes a satisfactory examination, the Board shall issue a certificate of qualification to be signed by its Chairman, which certificate shall authorize the person to whom it is given to teach in any of the free public schools of this State, in which his or her services may be desired, by the trustees of the school in which he or she may make application to teach, without further evidence of qualification. Said certificates shall be valid for the term of two years.

*Good for two years.* (2) years, unless sooner revoked, and they may be renewed with or without examination, at the discretion of the State Board of Examiners. Notice of the meetings provided for in this Section shall be given in at least two daily newspapers published in this

*Examinations by State Normal Institutes.* State. The Faculties of the State Normal Institutes which may hereafter be held in this State shall have authority to examine such students of the Institutes as present themselves, as to their qualifications to teach in the public schools; such examination to be conducted upon questions and under conditions prescribed by

the State Superintendent of Education. The said Faculty shall further have authority to recommend to the State Board of Examiners such persons as have passed a satisfactory examination, to receive certificates of qualification to teach in the free public schools of the State for a time not longer than three years, or to be awarded a diploma exempting from further examinations for life: *Provided*, That no diploma shall be granted to any person who has not attended regularly at least three State Normal Institutes: *Provided*, That nothing herein contained shall invalidate teachers' certificates already issued by the School Trustees of the respective Counties of the State, until the time for which said certificates were issued shall have expired.

SEC. 2. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,

President of Senate.

JAMES SIMONS,

Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,

Governor.

**AN ACT TO INCORPORATE THE SANDY SPRINGS CAMP MEETING No. 439.  
OF THE METHODIST EPISCOPAL CHURCH, SOUTH, IN ANDERSON COUNTY.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Peter McPhail, W. T. McGill, John L. Jolly, A. P. Quails, J. G. Douthit, James Webb, H. D. Rochester, J. W. Majors, and R. M. Morris, Trustees of the Sandy Springs Camp Meeting of the Methodist Episcopal Church, South, in Anderson County, and their successors, be, and they are hereby, made and created a body politic and corporate, under the name and style of the Sandy Springs Camp Meeting, of Anderson County, State of South Carolina.

## STATUTES AT LARGE

A. D. 1884.

*Powers to license and prohibit traffic.*  
To appoint men within one mile of the Camp Ground ; to appoint peace officers policemen and prosecute offenders. SEC. 2. That the Trustees aforesaid, and their successors in office shall have power to license or prohibit the sale of goods, wares, and merchandise, of any kind whatever, by itinerant traders and salesmen during the continuance of the meeting parties for disorderly conduct and carry them before the nearest Trial Justice for trial.

*Unlicensed traffic unlawful.* SEC. 3. That it shall be unlawful for any itinerant trader or salesman to offer for sale any goods, wares, or merchandise, within one mile of the Camp Ground during the continuance of the meeting, unless he shall have obtained a license from the said Board of Trustees.

Penalties.

And any person violating the provisions of this Section, upon conviction before a Trial Justice, shall be fined in a sum not exceeding twenty dollars, or be imprisoned not exceeding ten days.

Public Act.

SEC. 4. This Act shall be deemed a public Act and continue of force until repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,

President of Senate.

JAMES SIMONS,

Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 440. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO RENEW AND AMEND THE CHARTER OF THE TOWN OF MARION," APPROVED DECEMBER 24TH, 1883.

*Ante p. 624  
amended.*

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to renew and amend the charter of the town of Marion," approved the 24th day of December, A. D. 1883, be, and

the same is hereby, amended as follows: In the third line of Section 5, after the word "otherwise" and before the words "an election," insert the words "during the first six months of the term of office of such Intendant and Wardens;" and in the sixth line of

*Vacancy in office of Intendant or Wardens.* said Section, after the words "hereof" and the semicolon following it, strike out the remaining part of the Section and insert in lieu thereof the following: That in case such vacancy shall occur dur-

ing the latter six months of the term of office of said Intendant and Wardens, or in case of the sickness or temporary absence of the Intendant, the Wardens, or a majority of those originally elected as Wardens, shall form a Council and shall be empowered to elect one of their number to act as Intendant during the remainder of the term, or during the sickness or temporary absence of the Intendant elect, as the case may be. So that said Section as amended shall read as follows:

A. D. 1884.

SECTION 5. That in any case a vacancy shall occur in the office of Intendant or any of the Wardens, by death, resignation, removal, or otherwise, during the first six months of the term of office of such Intendant and Wardens, an election to fill such vacancy shall be held by the appointment of the Intendant and Wardens, or of the Wardens, as the case may be, ten days' notice thereof to be given, and a registration of voters to be had as provided in Section 3 hereof. That in case such vacancy shall occur during the latter six months of the term of office of said Intendant and Wardens, or in case of the sickness or temporary absence of the Intendant, the Wardens, or a majority of those originally elected as Wardens, shall form a Council and shall be empowered to elect one of their number to act as Intendant during the remainder of the term, or during the sickness or temporary absence of the Intendant elect, as the case may be.

SEC. 2. In Section 12, on line eighteen, strike out the words "during the month of February," and insert in lieu thereof the words "within such time as the Council may prescribe," and in same Section on line twenty-three strike out after the word "paid" down to and including the word "ensuing," and insert in lieu thereof the words "within such time as may be fixed by Council." So that the Section as amended shall read as follows:

Ante p. 628  
amended.

SECTION 12. That in assessing the property in said town, it shall be the duty of the Clerk of the Town Council to deliver to or leave at the residence or place of business of each person within the corporate limits of said town a printed form or statement of return for taxation, with a proper form of oath thereto, and shall, at the time he delivers such forms, receive from such person the statement of his property for taxation required by this Act, verified by the oath of such person; but if he be not ready to make such statement he shall make up and deliver the same to the said Clerk within twenty days after the leaving of such form of statement, and in case of failure to do so he shall be assessed and returned by said Clerk accordingly. If the Clerk of the Town Council fails to leave such form of statement at the place of business or residence of any

Section as  
amended.

Returns of  
property for  
taxation.

## STATUTES AT LARGE

A. D. 1884. person in said town, such person shall not be excused from the making of such return, but he shall have ten days after the close of the time for making such return in which to file the same with said Clerk. Returns shall be made on oath to the said Clerk, within such time as the Council may prescribe, in each year, of the amounts of all sales of merchandise, professional, mechanical, or other incomes, and of the quantity and kind of all other property than real estate subject to taxation, under the provisions of this Act, by the persons who may be liable to pay the taxes for the same; and the said taxes shall be paid within such time as may be fixed by Council. Upon failure thereof any party in default shall be subject to the penalties now provided by law for failure to pay the general State tax.

When payable.

Penalties. SEC. 3. In Section 18 strike out all from the word "Intendant" on the first line down to and including the word "He" on the third line. So that the Section as amended shall read as follows:

Section as amended. SECTION 18. That the Intendant and Wardens shall each be exempt from street duty during the term of their office, and each Town Council shall, within thirty days after the expiration of their terms of office, make out and return to their successors a full account of their receipts and expenditures during the term for which they were elected; and they shall likewise publish at the end of each year, after the beginning of their term of office, a full statement of their receipts and expenditures during the preceding year; and at the expiration of the term of office of any Town Council, it shall be their duty to pay over to their successors in office any moneys in their hands at the time of making such returns belonging to said corporation, and likewise to deliver up promptly at the end of their term all books, property, records, and other papers incident to their said offices, to their successors, and on failure to do so they shall be liable to the punishment prescribed in the succeeding

Penalties.

SEC. 4. That this Act, thus amended, shall be deemed a public Act and continue in force for the term of twenty years.

Public Act.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

OF SOUTH CAROLINA.

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AN ACT TO REGULATE THE NUMBER AND PAY OF TRIAL JUSTICES OF OCONEE COUNTY.

A. D. 1884.  
No. 441.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina; now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act there shall be twelve Trial Justices, if so many shall be necessary, appointed by the Governor, with the advice and consent of the Senate, for the County of Oconee, two of whom shall reside in or near the town of Walhalla, one in or near Seneca City, and one in or near Westminster.

Number.

Residence.

SEC. 2. That the two Trial Justices residing in or near Walhalla, the one in or near Seneca City, and the one in or near Westminster shall each receive an annual salary of fifty dollars, and the other Trial Justices in said County an annual salary of twenty dollars each, said sums to be the full and only compensation to be received by them in State cases.

Salary for  
State cases.

SEC. 3. That all Acts and parts of Acts inconsistent with this *Repealing clause.* Act be, and the same are hereby, repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO MAKE APPROPRIATIONS FOR THE PAYMENT OF NO. 442.  
THE PER DIEM, MILEAGE, AND STATIONERY CERTIFICATES  
OF THE MEMBERS OF THE GENERAL ASSEMBLY, THE SAL-  
ARIES OF THE SUBORDINATE OFFICERS AND EMPLOYEES  
THEREOF, AND FOR OTHER PURPOSES HEREIN NAMED.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the following sums, if so much be necessary, be, and the same are *General ap-  
propriation clause.*

A. D. 1884. hereby, appropriated to meet the expenses of the General Assembly at the regular session beginning on the twenty-fifth day of November, 1884, to the close of the session, and for other purposes herein named, as is more specifically indicated in the several succeeding Sections of this Act, that is to say :

SENATE.

Expenses of Senate. SEC. 2. That the following sums, if so much be necessary, be and the same are hereby, appropriated to pay the expenses of the Senate from the twenty-fifth day of November, 1884, inclusive, to President and members. the close of the session, as follows: For the per diem, mileage, and stationery certificates of the members of the Senate and the presiding officer thereof, if so much be necessary, six thousand five hundred and forty-five dollars; for the pay of T. Stobo Farrow, Clerk of the Senate, one thousand dollars; for the pay of F. J. Ludett, Assistant Clerk of the Senate, two hundred and fifty dollars; for the pay of L. T. Levin, Journal Clerk of the Senate, one hundred and twenty dollars, and four dollars per day for the number of days he may be actually engaged in the work of the Senate after the adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by the Clerk of the Senate; for the pay of A. D. Goodwyn, Reading Clerk of the Senate, two hundred and fifty dollars; for the pay of L. R. Marshall, Sergeant-at-Arms of the Senate, two hundred and fifty dollars; for the pay of Sumter Earle, Bill Clerk of the Senate, one hundred and twenty dollars; for the pay of J. Lamb Perry, Clerk of the Judiciary Committee of the Senate, one hundred and fifty dollars; for the pay of W. N. Hamilton, Clerk of the Finance Committee of the Senate, one hundred and fifty dollars; for the pay of George E. Friday and Thomas Whittle, Door-keepers of the Senate, each ninety dollars; for the pay of Robert J. Bolton, Julius T. Edwards, James Kelly, and Mabia Griffin, Laborers of the Senate, each sixty dollars; for the pay of Adam Green, Porter in the office of the Clerk of the Senate, sixty dollars; for the pay of Wesley G. Brown and Thomas G. White, Jr., Pages of the Senate, each sixty dollars; for the pay of W. J. Arrants, Mail Carrier of the Senate, ninety dollars; for the incidental or contingent fund of the Senate, nine hundred dollars, if so much be necessary, to be paid on certificates drawn by the President of the Senate and attested by the Clerk of the Senate, on accounts audited by the Committee on Contingent Accounts and passed by the Senate.

Contingent fund.

## HOUSE OF REPRESENTATIVES.

A. D. 1884.

SEC. 3. That the following sums, if so much be necessary, be, <sup>Expenses of House of Representatives.</sup> and the same are hereby, appropriated to pay the expenses of <sup>House of Rep-</sup>  
 the House of Representatives from the twenty-fifth day of November, 1884, inclusive, to the close of the session, as follows: For the <sup>Members.</sup> per diem, mileage, and stationery certificates of the members of the House of Representatives, twenty-one thousand eight hundred and eighty-two <sup>100</sup> dollars; for the pay of John T. Sloan, Clerk of the House of Representatives, one thousand dollars; for the pay of W. McB. Sloan, Assistant Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. H. Fitzsimmons, Journal Clerk of the House of Representatives, one hundred and twenty dollars, and four dollars per day for the number of days he may be actually engaged in the work of the House of Representatives after the adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by the Clerk of the House of Representatives; for the pay of R. M. Anderson, Reading Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of John D. Brown, Sergeant-at-Arms of the House of Representatives, two hundred and fifty dollars; for the pay of F. B. Gary, Bill Clerk of the House of Representatives, one hundred and twenty dollars; for the pay of H. M. Davidson, Clerk of the Committee of Ways and Means of the House of Representatives, one hundred and fifty dollars; for the pay of C. H. Nixon, Clerk of the Committee on Claims of the House of Representatives, one hundred and fifty dollars; for the pay of B. H. Rutledge, Jr., Clerk of the Judiciary Committee of the House of Representatives, one hundred and fifty dollars; for the pay of D. A. Dickson, Christopher Haynesworth, and W. B. R. Gasque, Doorkeepers of the House of Representatives, each ninety dollars; for the pay of John Lake, Robie Cathcart, James R. Ware, and Francis Dusenberry, Pages of the House of Representatives, each sixty dollars; for the pay of James Hutson, Counts Cross, Thomas Jefferson, and William Green, Laborers of the House of Representatives, each sixty dollars; for the pay of James Adamson, Porter of the Committee Rooms of the House of Representatives, sixty dollars; for the incidental or contingent <sup>Contingent fund.</sup> fund of the House of Representatives, fifteen hundred dollars, if so much be necessary, to be paid on certificates drawn by the Speaker of the House of Representatives and attested by the Clerk of the House of Representatives, on accounts audited by the Committee on Contingent Accounts and passed by the House of Representatives.

A. D. 1884.

## ENGROSSING DEPARTMENT.

Expenses of Engrossing Department. SEC. 4. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to pay the expenses of the Engrossing Department of the General Assembly from the twenty-fifth day of November to the close of the session, as follows: For the pay of Solicitors. the pay of W. St. Julien Jersey, F. H. Gantt, T. M. Gilland, H. H. Newton, R. G. Bonham, J. E. McDonald, D. R. Duncan, and James L. Orr, Solicitors in the office of the Attorney General, and Arthur Mazyck, R. H. Colcock, F. C. Whitner, W. J. Marshall, C. E. Bell, J. M. Bacot, A. P. McCormick, E. P. McKissick, and E. P. Hutson, Engrossing Clerks, (in the office of the Attorney General,) each five dollars a day for each day's actual attendance upon the session of the General Assembly; to pay the mileage of the eight Circuit Solicitors, as follows: W. St. Julien Jersey, twenty-six dollars; F. H. Gantt, twenty-six  $\frac{1}{10}$  dollars; H. H. Newton, twenty-nine dollars; R. G. Bonham, thirteen  $\frac{2}{10}$  dollars; D. R. Duncan, twenty dollars; James L. Orr, twenty-eight  $\frac{6}{10}$  dollars; T. M. Gilland, nineteen dollars, and J. E. McDonald, seven dollars; for the pay of James W. Williams, Porter, (in the Engrossing Department,) office of the Attorney General, sixty dollars; for the pay of Geo. E. Holland, Flag Keeper, and Lewis Thomas, temporary Special Assistant to Keeper of the State House, each sixty dollars, to be paid on the joint certificates of the two Houses signed by the presiding officers thereof and attested by the Clerks; Contingent fund. for the incidental or contingent expenses of the Engrossing Department, two hundred dollars, if so much be necessary, to be paid on certificates drawn by the Speaker of the House of Representatives and attested by the Clerk of the House of Representatives on accounts audited by the Committee on Contingent Accounts and passed by the House of Representatives.

## MISCELLANEOUS.

Miscellaneous expenses. SEC. 5. That the following sums, if so much be necessary, be, and the same are hereby, appropriated for miscellaneous expenses, namely:

Extra clerical services. 1. For the pay of extra clerical services in the Engrossing Department, if so much be necessary, one hundred dollars, to be paid upon the joint certificates of the two Houses, signed by the presiding officers thereof, and attested by the Clerks, upon the application of the Attorney General.

2. For preparing for the printer, indexing, and making marginal notes of the Acts and Joint Resolutions of the regular session of 1884, to be done under the supervision of the State Reporter, two hundred and fifty dollars.

A. D. 1884.  
Publishing  
Acts.

SEC. 6. That the President of the Senate and Speaker of the House of Representatives, respectively, shall furnish pay certificates for the amount of the per diem and mileage due to each member of the Senate and House of Representatives, and to each officer and employee of that branch of the General Assembly to which such officer and employee shall respectively belong, signed by the respective officers and properly attested by the Clerk of such branch of the General Assembly.

SEC. 7. That this Act shall take effect from and immediately after its date of approval, and all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are, for the purposes of this Act, hereby repealed.

When to take effect.  
Repealing clause.

In the Senate House, the twenty-second day of December in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE THE "HIBERNIAN MUTUAL INSUR- NO. 443.  
ANCE COMPANY OF CHARLESTON."**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That E. F. Sweegan, Francis L. McHugh, William Flynn, M. Storan, P. Darcy, W. H. Welch, M. F. Kennedy, James Riley, H. I. W. Groverman, Dennis O'Neill, with such other persons who are or may hereafter be associated with them, be, and they are hereby, declared a body politic and corporate, under the name and style of the <sup>Corporate</sup> name. <sup>Corporators.</sup> Hibernian Mutual Insurance Company of Charleston.

A. D. 1884.

Members.  
When to commence.

When to cease.

Powers.

Seal.

Sue and be sued.

Directors and officers.

By-laws.

Real estate.

Contracts and policies of insurance.

SEC. 2. That every person insured in this company shall be deemed a member thereof during the continuance of such insurance.

SEC. 3. That so soon as one hundred persons shall subscribe their names to an agreement to become insured by the said company, the same shall go into operation; but if at any time thereafter the members amount to less than fifty, the said company shall immediately cease and determine.

SEC. 4. That the said company under its name shall have succession of officers and members, and all the powers, privileges, and franchises incident to a corporation, and shall be capable of taking, holding, and disposing of their capital stock, according to such rules, regulations, and institutions as they may from time to time establish; and also of taking, holding, and disposing of or investing, as the said corporation shall from time to time judge fit, the increase, profit, or emoluments of their said capital stock to their own use; and shall have full power and authority to make, have, and use a common seal, and the same to

break, alter, and renew at their will; and by the name, style, and title as aforesaid shall be able and capable at law or in equity, to sue and be sued, implead and be impleaded, answer and be answered unto, in all and any of the Courts and tribunals of this State, in all manner of suits, pleas, and demands whatsoever;

and they are hereby authorized and empowered to appoint a Board of Directors, to consist of a President, a Secretary and Treasurer, and ten Directors, at such periods, and with such duties as they shall see fit, and also to make rules, by-laws, and ordinances, and do everything needful for the good government and support of the affairs of the said corporation, and for restoring their capital when diminished by losses: *Provided, always,* That the said rules, by-laws, and ordinances shall not be repugnant to the Constitution and laws of the State.SEC. 5. That the said corporation shall have a right and power to purchase, and acquire, take and hold, in their said corporate name, lands and real estate, and the same to demise, grant, sell, lease, assign, and convey in fee simple or otherwise: *Provided,* The clear yearly income of the real estate so to be held shall not at any time exceed ten thousand dollars.

SEC. 6. That the said corporation shall, by their said name, and by the signature of their President for the time being, or by the signature of such other person or persons, and with such ceremonies of authenticity as they shall from time to time and by their rules and by-laws ordain and appoint, have a right to make contracts and underwrite policies of insurance, and indemnify against fire, on

OF SOUTH CAROLINA.

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all buildings, goods, wares, merchandise, and other property liable to destruction or accident by or from fire, or the effects thereof, situate, lying, being, or deposited within the corporate limits of the city of Charleston; to lend money on the security of real and personal property, or either, or on bonds, bills, or promissory notes, and generally to transact and perform all the business relating to the objects aforesaid, according to the usage and custom of merchants, and by such contracts to bind and pledge their said members, each according to his or her rate of insurance and amount insured, according to their rules and regulations established and prescribed.

A. D. 1884.

Loans.

SEC. 7. That in case any accident occurs, and the damage has been ascertained, it shall and may be lawful to and for the said Board of Directors, if they shall deem the same necessary, to assess all of the members according to the amount of their insurance, one month's public notice first to be given, within which period the same shall be paid to the Treasurer; and if the assessment of any member be not paid within the time fixed as aforesaid, the said company may recover from said defaulting member the amount of his or her assessment, with interest thereon from the date of such assessment.

Assessments.

SEC. 8. That in all elections in the said company, each member thereof shall be entitled to one vote, and all elections shall be conducted by ballot.

Elections.

SEC. 9. That this Act shall be deemed a public Act and be of force for 20 years. Public Act for the period of twenty-one years.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.  
No. 444.

**AN ACT TO INCORPORATE THE AUGUSTA AND EDGEFIELD RAIL-ROAD COMPANY.**

**Corporators.** SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That James Callison, D. R. Durisoe, Thos. J. Adams, B. W. Bettis, Lewis Jones, O. F. Cheatham, Ernest Gary, Olardo Sheppard, A. J. Norris, James Devore, M. A. Markert, J. L. Addison, O. L. Dobson, W. S. Allen, Arthur S. Tompkins, Alvin Hart, J. P. Mealing, J. Ware Brown, F. H. Wardlaw, W. M. Jordan, and R. M. Mitchell, and their associates and successors, be, and they are hereby, constituted a body politic and corporate, by the name and style of the **Augusta and Edgefield Railroad Company.**

**Route.** SEC. 2. That the company shall have power and authority to build, construct, and operate a railroad from the town of Edgefield, in South Carolina, to Augusta, Georgia, by the most practicable route, as the said company may determine; to acquire, "by purchase or otherwise, and to hold, own, possess, and sell, or otherwise transfer, real and personal estate; to sue and be sued, implead and be impleaded, and to have and exercise all and every other power, authority, privilege, and right common or necessary to similar corporations, not inconsistent with the laws of this State or the provisions of this Act.

**Corporators to be Directors.** SEC. 3. That the said corporators shall be *ex officio* Directors of said company, with the usual powers and privileges, including the power to fill vacancies in their body should any occur until said company is fully organized.

**Capital stock.** SEC. 4. That for the purpose of creating the capital stock of said company, which shall not exceed one million dollars (\$1,000,000), the said corporators or a majority of them are hereby authorized and empowered, as soon after the passage of this Act as may be deemed advisable, to appoint Commissioners to open books of subscription at such times and places and under such rules and regulations as may be prescribed; the capital stock of said corporation to be divided into shares of twenty-five dollars (\$25.00) each, and the subscriptions thereto to be received payable in money, land, labor, or material necessary in the construction or equipment of said railroad, bonds, stocks, or other valuable credits, in such manner and upon such terms as may be agreed upon between said company and such subscribers.

**Books of subscription.**

SEC. 5. That the said company shall have full power and authority to extend their railroad to the towns of Newberry, Ninety-Six, Abbeville, or Greenwood, over the most practicable route as said company may determine; and the said company shall have full power and authority to connect with or cross all other railroads on its proposed line, and also to unite or consolidate with other railroads, either in or out of this State, in such manner and upon such terms as may be agreed upon between the companies so consolidating: *Provided*, The same be not inconsistent with the laws of this State.

A. D. 1884.  
 Extension to  
 other points.  
 Other roads.

SEC. 6. That so soon as the sum of fifty thousand dollars is subscribed, the corporators aforesaid, or a majority of them, shall, by advertisement once a week for four weeks in one or both the papers published at Edgefield Court House, call a meeting of the stockholders, to be held at some place on the proposed line of said railroad, one month after the date of said notice, for the purpose of organizing said company, and said stockholders shall then and thereafter have power to organize the said company by electing from among their number eleven (11) Directors, who shall immediately after their election choose one of their number for President of said company; and the term of office of President and Directors of said company shall be one year, and until their successors shall thereafter be elected, but no one shall be eligible to the office of Directors, unless he owns not less than five shares in the capital stock of said company, or unless he be one of a firm owning as many times five shares as there are members in the firm.

First meet-  
 ing of stock-  
 holders.

Organization.

President  
 and Directors.

SEC. 7. It shall be the duty of the President and Directors of said railroad company and all officers of the same to render an account of the affairs of the same to the stockholders, at least once a year, and as often as they may be required by said stockholders; and the same shall be published in one or more newspapers in the State.

Yearly ac-  
 count.

To be pub-  
 lished.

SEC. 8. That the President and Directors of said company shall not have power to contract any debt for said company until they shall have been first authorized by the stockholders in general meeting.

Power to  
 contract debts.

SEC. 9. That the said railroad company shall be subject to the provisions of Sections 1550 to 1561, both inclusive, of Chapter 40 of the General Statutes, as to the manner of acquiring rights of way.

Subject to  
 General Sta-  
 tutes, §§ 1550-  
 1561.

SEC. 10. That the said company shall be organized, and the construction of the said railroad commenced, within two years from the passage of this Act.

To begin in  
 two years.

## STATUTES AT LARGE

A. D. 1884.  
Liability of stockholders. SEC. 11. That no stockholder of said company shall be held liable for the debts, contracts, or acts of said corporation beyond the amount actually subscribed to the capital stock of said corporation by such stockholder.

Public Act for 30 years. SEC. 12. That this Act shall be held and deemed a public Act, and shall vest and continue in said company and their successors for and during the term of thirty years, to be computed from the time of the approval of this Act.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 445. AN ACT TO EMPOWER PROBATE JUDGES TO ADMINISTER OATHS AS FULLY AND EFFECTUALLY AS OTHER OFFICERS.

May administer oaths, take depositions, affidavits and probates. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act the Probate Judges of the several Counties of this State shall have the power, during their continuance in office, and they are hereby authorized, to administer oaths, take depositions, affidavits, and probate of deeds and other instruments, as fully and effectually as is now done by Clerks of Court and Notaries Public.

Fees. SEC. 2. That the fees allowed to said Probate Judges therefor shall be the same as those now allowed by law to other officers performing similar duties.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor

**AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTIONS 1178, 1179, AND 1181 OF THE GENERAL STATUTES, RELATING TO DRAINAGE IN CERTAIN COUNTIES," APPROVED DECEMBER 22, A. D. 1883, SO FAR AS SAID ACT RELATES TO GREENVILLE COUNTY.**

A. D. 1884.

No. 446.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to amend Sections 1178, 1179, and 1181 of the General Statutes, relating to drainage in certain Counties," approved December 22, A. D. 1883, be amended by adding the following proviso at the end of Section 1178 of the General Statutes: *Provided*, That nothing in this Act shall except any of the streams in Greenville County from drainage as herein provided.

*Ante p. 394  
amended as to  
streams in  
Greenville.*

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND THE CHARTER OF THE TOWN OF MOUNT No. 447.  
PLEASANT.**

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 1 of an Act entitled "An Act to renew and amend the charter of the town of Mount Pleasant," approved December 20th, 1881, be, and the same is hereby, amended so that the clause shall read "and the Town Council is hereby authorized and empowered to provide by ordinance for the punishment of all offenses against their by-laws and ordinances, by fine not exceeding one hundred dollars, or imprisonment not exceeding thirty days in the jail of Berkeley County, or by both."

*17 Stat., 639,  
amended.*

*May punish  
offenses.*

A. D. 1884.  
Berkeley SEC. 2. That wherever the words "Charleston District" or  
 substituted for stricken out and the words "Berkeley County" inserted in lieu  
 Charleston. thereof.

~~Repealing clause.~~ SEC. 3. That all Acts or parts of Acts inconsistent with this Act  
 be, and the same are hereby, repealed.

In the Senate House, the twenty-second day of December, in the  
 year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

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No. 448. AN ACT TO REVIVE AND RENEW THE CHARTER OF THE CHARLES-  
 TON PROTESTANT EPISCOPAL DOMESTIC FEMALE MISSIONARY  
 SOCIETY.

SECTION 1. *Be it enacted* by the Senate and House of Repre-  
 sentatives of the State of South Carolina, now met and sitting in  
 Charter re- General Assembly, and by the authority of the same, That the  
 newed for 21 years. charter of incorporation heretofore granted to the Charleston Pro-  
 testant Episcopal Domestic Female Missionary Society by an Act  
 8 Stat., 367. of the General Assembly ratified December 18th, 1829, and by  
 subsequent Acts renewed and extended, be, and the same is hereby,  
 revived, renewed, and extended for a period of twenty-one years.

Powers and rights con- SEC. 2. That all the powers, privileges, and franchises, and all  
 firmed. the property, real and personal, held, used, and enjoyed by the said  
 corporation at the time of the expiration of its said charter be, and  
 the same are hereby, vested and confirmed in the said corporation  
 as though the said charter had not expired.

SEC. 3. That all acts done by the said Society, and all gifts, grants, deeds, and conveyances of any kind whatsoever made by the said Society or its officers for its benefit since the expiration of the charter aforesaid, are hereby validated and confirmed, and the same shall be as effectual as though the said former Act of incorporation had never expired.

A. D. 1884.  
Acts valid  
dated.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND THE CODE OF PROCEDURE, IN RELATION No. 449.  
TO THE TAKING AND REPORTING OF TESTIMONY BY MASTERS  
AND REFEREES.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Masters and Referees to whom causes may be referred, whether to hear and decide the whole issues or to report upon any specific question of fact, or upon the facts generally, shall hear and decide any objection which may be made to the competency, relevancy, or admissibility of any testimony which may be offered; and in case, upon hearing such testimony, the Master or Referee shall decide the same inadmissible, he shall take the same, subject to such objection, but shall not incorporate such testimony so held by him inadmissible with the rest of the testimony in the body of his report, but shall append the same separately at the end of his report.

Code, §294.

Must decide  
objections to  
evidence.

SEC. 2. That the Master or Referee, at the request of any party to a cause who may tender the necessary expenses incident thereto,

And report  
separately.  
May employ  
Stenographer.

## STATUTES AT LARGE

A. D. 1884. may employ a competent stenographer to take testimony in such cause: *Provided*, That such expenses shall not be taxed in the costs or included in the disbursements of the same.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 450. AN ACT TO PROHIBIT NON-RESIDENTS FROM HUNTING, DUCKING, FISHING, AND GATHERING OYSTERS AND TERRAPINS WITHIN THE LIMITS OF THE COUNTIES OF GEORGETOWN, CHARLESTON, BEAUFORT, COLLETON, AND BERKELEY, EXCEPT UPON CERTAIN CONDITIONS.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from Non-residents not to hunt, fish, &c. and after the passage of this Act, it shall not be lawful for any non-resident of this State to engage in the business of hunting, ducking, fishing, or gathering oysters and terrapins, for gain or for market, within the limits of Georgetown, Charleston, Beaufort, Colleton, and Berkeley Counties, or to engage in the exportation or sale of the fruits of such hunting, ducking, fishing, or gathering oysters and terrapins, without first obtaining from the County Commissioners of the County in which said business is carried on a license therefor, which license shall be granted by the said County Commissioners, upon paying to the Treasurer of said County, to be used for County purposes, the sum of twenty-five dollars for each hand employed.

Penalties. SEC. 2. That every person who shall offend against the provisions of this Act shall be deemed guilty of a misdemeanor, and on conviction thereof shall be liable to a penalty not exceeding fifty dollars nor less than twenty-five dollars, or imprisonment not exceeding thirty days nor less than ten days, for each and every violation of any of the provisions of this Act.

OF SOUTH CAROLINA.

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SEC. 3. That all persons shall be taken and deemed as non-residents within the meaning of this Act who shall not have had their actual domicile in this State for one year next preceding their doing any of the things prohibited in this Act. But nothing herein contained shall be construed as prohibiting any landholder from authorizing any person to hunt or shoot ducks or other game, or to fish or gather oysters and terrapins within the boundaries of his own land.

SEC. 4. That all Acts and parts of Acts inconsistent herewith are hereby repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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AN ACT TO AMEND SECTION TWO THOUSAND THREE HUNDRED AND NINETY (2390) OF THE GENERAL STATUTES, RELATING TO LIENS ON SHIPS AND VESSELS.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section two thousand three hundred and ninety (2390) of the General Statutes, relating to liens on ships and vessels, be, and the same is hereby, amended so as to read as follows:

SECTION 2390. Such lien shall be dissolved unless the person claiming the same shall file, within ninety days after he ceases to labor on or furnish labor or materials for such ship or vessel, in the office of the Register of Mesne Conveyance of the County within which the ship or vessel was at the time the debt was contracted, a statement, subscribed and sworn to by himself or by some person in his behalf, giving a just and true account of the demands claimed to be due to him, with all just credits; and also the name of the person with whom the contract was made, the name of the owner of the ship or vessel, if known, and the name of the ship or vessel,

A. D. 1884. or a description thereof, sufficient for identification; which statement shall be recorded by said Register of Mesne Conveyance, in a book kept by him for that purpose; for which he shall receive the same fees as for recording other papers of equal length.  
To be record-  
ed.  
Fees.

Repealing clause. SEC. 2. That all Acts, or parts of Acts, inconsistent with this Act, be and the same are hereby repealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

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No. 452. AN ACT TO PROHIBIT THE PAYMENT OF NULLA BONA COSTS IN THIS STATE ON JUDGMENTS AGAINST DEFENDANTS IN CRIMINAL CASES.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That in no case where there shall have been or shall hereafter be entry of judgment or issuing of execution in the Courts of General Sessions by the Clerk thereof against defendants in said Courts for fines, fees or costs taxed and due upon the prosecutions of said defendants, shall *nulla bona* costs be paid to the Clerk or Sheriff thereon by the County Commissioners or County Treasurers of the County in which such judgments may have been or shall hereafter be entered.

*No nulla bona costs to Clerks or Sheriffs in State cases.*

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

OF SOUTH CAROLINA.

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AN ACT TO AMEND SECTION ONE THOUSAND SIX HUNDRED  
AND EIGHTY-SEVEN (1687) OF THE GENERAL STATUTES, RE-  
LATINg TO THE HUNTING OF DEER.

A. D. 1884.  
No. 453.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section one thousand six hundred and eighty-seven (1687) of the General Statutes be, and the same is hereby, amended so that the said Section shall read as follows:

SECTION 1687. It shall not be lawful for any person in this State to kill any deer, or to worry them with dogs or otherwise with intention of destroying them, between the first day February and the first day of September in any year hereafter. Any person violating this Section shall, upon conviction thereof, be fined not less than ten nor more than twenty dollars, or be imprisoned not less than ten nor more than twenty days, which fine, if imposed, shall be recoverable before any Court of competent jurisdiction; one-half thereof shall go to the informer, and the other half thereof to the use of the County in which the conviction is had.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate,  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO REGULATE APPEALS IN CRIMINAL CASES.

No. 454.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That in criminal cases, service of notice of appeal in accordance with law, shall operate as a stay of the execution of the sentence, until the appeal is finally disposed of.

Appeal to  
stay execution  
of sentence.

A. D. 1884.

*Defendant may be bailed except in capital cases.* SEC. 2. Pending such appeal the defendant shall still remain in confinement, unless he give bail in such sum and with such sureties as to the Court shall seem proper: *Provided, however,* Bail shall not be allowed in case the defendant has been convicted of a capital crime.

*Practice and proceedings on appeal.* SEC. 3. That the practice and proceedings in cases of appeal from the Courts of General Sessions shall conform to the practice and proceedings in cases of appeal from the Courts of Common Pleas.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 455. AN ACT TO CHARTER THE MIDLAND RAILROAD COMPANY OF SOUTH CAROLINA.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Joseph R. Robertson, J. Adger Smyth, William Borneman, Frank E. Taylor, F. W. Wagener, S. A. Durham, F. J. Pelzer, Geo. W. Williams, Jr., William A. Courtenay, F. S. Rodgers, O. F. Wieters, E. P. Jersey, A. Norden, C. P. Poppenheim, A. F. C. Cramer, C. F. Panknin and G. W. Egan, and such other persons or corporations as may be associated with them, and their successors and assigns, be, and they are hereby, created a body politic and corporate, by the name and style of the Midland Railroad Company of South Carolina, and by that name may sue and be sued, plead and be impleaded, in any Court of law and equity in this State or in the United States; may make by-laws and appoint all necessary officers and prescribe their duties, and may accept, purchase, hold, lease, or otherwise acquire any property, real or personal, necessary

*Body corporate. Name.*

*Powers.*

or convenient to and for the purposes hereinafter mentioned, and to use, sell, and convey and dispose of the same as the interest of the said company requires; may make contracts, have and use a common seal, and do all other lawful acts, properly incident to and connected with said corporation and necessary and convenient for the control and transaction of its business: *Provided*, That their by-laws be not repugnant to the Constitution and laws of this State or of the United States.

SEC. 2. That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate a railroad extending from the city of Greenville to the city of Charleston by the most direct and practicable route; that is to say, by way of the town of Laurens, in the County of Laurens, the town of Newberry, in the County of Newberry, through the Counties of Lexington and Richland by way of the city of Columbia, through the Counties of Richland, Lexington, and Orangeburg by way of the town of Orangeburg, thence through the Counties of Colleton, Berkeley, and Charleston to and into the city of Charleston, or by such other route or routes as may by said corporation be deemed to be most practicable and advisable. And the said company shall have the power to extend the said railroad to any point on the boundary line between this State and the State of North Carolina, as the said company may hereafter determine.

SEC. 3. That the capital stock of said company shall be five hundred thousand dollars in shares of one hundred dollars each, with the privilege from time to time of increasing the capital stock in such amounts as said company may by a majority vote of the stockholders determine to carry out the purposes of this Act, said capital stock not to exceed, however, the sum of four million dollars, and such shares to be transferable in such manner as the by-laws may direct. That when the sum of one hundred thousand dollars shall have been subscribed to the capital stock of said company, the said corporators or a majority of them, shall within a reasonable time thereafter, appoint a time and place for the meeting of said stockholders, of which thirty days' notice shall be given in such newspapers of the State as they may deem necessary, at which time and place the said stockholders may proceed to the organization of said company by the election of a President and ten Directors, who shall hold their offices for one year and until their successors are elected, which shall be the first Board of Directors.

A. D. 1884.  
Location of railroad.

May extend road.

Capital stock.

Time and place for organizing.

President and Directors.

A. D. 1884.

Subscription. SEC. 4. That for the purpose of raising the capital stock of the said company hereby incorporated, it shall be lawful to open books of subscription at such times and places and under the direction of such persons as the said corporators may appoint, and that said How made. subscription to said capital stock may be made in land, money, bonds, machinery, materials, and work, at such rates as may be agreed upon with said company; and said company shall have Issue of power to mortgage its property and franchises and issue bonds on bonds and mortgages. such terms and conditions and for such purposes and uses of said corporation as the said company may from time to time deem necessary.

Rights of way. SEC. 5. That the said railroad company shall have every right, power, and privilege necessary for the purpose of acquiring such lands or rights of way as they may require for the location or construction of said railroad, or for the erection or location of depots, warehouses, stations, and other necessary and convenient establishments, or for extending or altering the same, and said company shall have the benefit of every process or proceeding and shall be subject to all the restrictions provided or imposed by the laws of the State.

Other roads. SEC. 6. That the said company shall have full power and authority to connect with or cross any other railroad or railroads on its proposed line, and also to purchase, lease, or consolidate with any other railroad or railroads in or out of this State in such manner and upon such terms as may be agreed between such railroad companies: *Provided*, That the same be not inconsistent with the laws of this

Route where other roads are leased, &c. State: *And provided, further*, That upon the consolidation, purchase, or lease by said company of any other railroad now chartered or hereafter to be chartered between any points through which said railroad hereby incorporated may run under this charter, the route of the other such railroad may be the route of the said Midland Railroad Company of South Carolina between such points in lieu and stead of the route that may be established under this Act as the route between such points.

Right of way in Charleston city. SEC. 7. That the said railroad company be, and they are hereby, authorized and empowered, by and with the consent of the City Council of Charleston, to construct their tracks through one or more of the public streets, roads, or ways of the city of Charleston and to extend the same to any or all the wharves in the city of Charleston: *Provided*, That in such construction and extension all necessary precautions in executing the work be taken not to

obstruct or otherwise impair the use of any street or public way through which, or across which, the said railroad may be constructed or extended.

A. D. 1884.

SEC. 8. The said company is also authorized and empowered to build, purchase, own, hold, use, charter, sell, or otherwise dispose of, steamships and sailing vessels in connection with their railroad transportation, so as to carry on the business of a general through coastwise and foreign transportation to and from any point on its own line or connections.

Steamships  
and vessels.

SEC. 9. That the said railroad company is further authorized and empowered forthwith, upon the completion or acquirement by purchase, lease, or consolidation, as hereinbefore provided, of any portion or section of said railroad between any points through which the same may run under this charter, to operate and maintain such portion or section with all the rights, powers, and privileges hereby granted this company.

To operate  
completed sec-  
tions.

SEC. 10. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his share or shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditor was created: *Provided*, That such demand shall have been payable within one year: *Provided, also*, That proceedings to hold such stockholders liable therefor shall be commenced whilst he remains a stockholder therein or within two years after he shall have ceased to be such stockholder: *Provided, further*, That persons holding stock in such company as executors, administrators, or by way of collateral security shall not be personally subject to the liabilities of the stockholders under the foregoing provisions, but the persons pledging such stock shall be liable as a stockholder, and the estates and funds in the hands of such executors or administrators shall be liable in their hands, in like manner and to the same extent as the deceased testator or intestate, or the ward or person interested in such trust fund, would have been if they had respectively been living and competent to act and hold the stock in their own names.

Liability of  
stockholders.

SEC. 11. That this Act shall be held and deemed a public Act, <sup>Public Act  
for 30 years.</sup> and the rights, powers, and privileges conferred by this Act shall vest and continue in the said company and their successors for and during the term of thirty years, or until repealed, to be computed from the time of the approval of this Act: *Provided*, That this charter shall cease and determine unless the said railroad is

Limitation of  
time.

A. D. 1884.

commenced under the provisions of this Act, before thirty-first day of December, eighteen hundred and eighty-six, and completed before the first day of January, eighteen hundred and ninety-five.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,

President of Senate.

JAMES SIMONS,

Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,

Governor.

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No. 456. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO GRANT RELIEF TO THE MARINE AND RIVER PHOSPHATE COMPANY," APPROVED DECEMBER 22D, 1883.

Preamble.

*Whereas* the General Assembly, by an Act approved 22d December, 1883, was pleased to grant relief to the Marine and River Phosphate Company in relieving it from the payment of the remainder due by it for royalty on phosphate rock dug, mined, and removed by it from the deep waters of Stono River, upon the proviso that it should continue to make complete the experiments undertaken by it in mining and developing said river without cessation; *and whereas* the further prosecution of these experiments has been proved impracticable:

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Ante 421. Act entitled "An Act to grant relief to the Marine and River ~~Proviso~~ Phosphate Company" be amended by striking out the proviso, stricken out. which is in the words following, that is to say: "*Provided*, That

the said company shall continue to make and complete the experiments undertaken by it in mining and developing said river without cessation."

A. D. 1884.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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**AN ACT TO INCORPORATE THE FORT MOTTE GUARDS OF No. 457.  
ORANGEBURG COUNTY.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That R. M. Claffy, E. B. Peterkin, R. G. Murray, J. C. Wolfe, and their associates and successors be, and they are hereby, declared to be a body corporate, under the name of the Fort Motte Guards.

Name.

Powers.

SEC. 2. That under the said name the said corporation shall have and use a corporate seal, and may alter the same at pleasure; may sue and be sued; may take, hold, and secure to it and its successors, real estate in fee, or in any lesser estate, and the same again may sell, assign, and convey: *Provided*, The value thereof in possession at one time does not exceed the sum of fifty thousand dollars; and may own, possess, and enjoy personal estate not exceeding fifty thousand dollars in value, and shall exercise and enjoy all corporate rights and privileges appertaining to such corporations, including the right to make, adopt, and change at will a constitution and by-laws, not repugnant with the laws of the land.

Limit of real  
estate owned.

A. D. 1884.  
 Public Act for  
 21 years.

**SEC. 3. That this Act be deemed a public Act, and shall continue in force for the term of twenty-one years, and until the adjournment of the session of the General Assembly of this State next after the expiration of said term.**

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 458. **AN ACT TO AMEND SECTION 746 OF THE GENERAL STATUTES, RELATING TO VACANCY IN THE OFFICE OF PROBATE JUDGE, SO AS TO MAKE THE SAME APPLY TO VACANCY IN OFFICE, OF CLERK OF COURT OF COMMON PLEAS AND GENERAL SESSIONS.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 746 of the General Statutes be, and the same is hereby, amended so as to read as follows:

*Section as amended.* SECTION 746. In case of any vacancy in the office of Judge of Probate, the Clerk of the County shall take charge of said office, and all papers therein, and discharge the same duties, receive the same fees, and be subject to the same liabilities, as by law provided for a Judge of Probate, until a Judge of Probate shall be appointed by the Governor or elected and commissioned for such County.

*Probate Judge to act as Clerk.* In case of any vacancy in the office of Clerk of the Courts of Common Pleas and General Sessions, the Judge of Probate of the County shall take charge of said office, and all papers therein, and discharge the same duties, receive the same fees, and be subject to the same liabilities, as by law provided for a Clerk of the Courts of

Common Pleas and General Sessions, until a Clerk shall be appointed by the Governor and commissioned, or elected and commissioned, for such County.

A. D. 1884.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO FACILITATE THE PROOF OF SERVICE OF PROCESS, No. 459.  
WHEN SUCH SERVICE IS MADE OUT OF THE STATE.**

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That whenever service is made of process out of the State in accordance with the provisions of Section 159, Subdivision 3, of the Code of Civil Procedure, proof of such service may be made, if within the United States, by affidavit before any person in this State authorized to take an affidavit, or before a Commissioner of Deeds for this State, or a Notary Public who shall use his official seal and append thereto the certificate of a Clerk of a Court of record of the County in which he resides that he is such Notary, or before a Clerk of a Court of record who shall certify the same by his official seal; or if made without the limits of the United States, before a Consul or Vice-Consul or Consular Agent of the United States, who shall use in his certificate his official seal.

Service  
proved in other  
States.

In foreign  
countries.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 460.

**AN ACT TO REPEAL SECTIONS TWO THOUSAND SIX HUNDRED AND THIRTY-ONE (2631) AND TWO THOUSAND SIX HUNDRED AND THIRTY-SEVEN (2637) OF THE GENERAL STATUTES, AND TO PROVIDE FOR CASES OF ABSENCE, INABILITY, OR DISABILITY OF THE JURY COMMISSIONER.**

*SECTION 1. Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section two thousand six hundred and thirty-one (2631) of the General Statutes, relating to the mode of supplying a deficiency in the number of Grand Jurors, and Section two thousand six hundred and thirty-seven (2637) of the General Statutes, relating to the mode of supplying a deficiency in Petit Juries in criminal cases, be, and the same are hereby, repealed, the provisions of these Sections having been met by those of the Section two thousand two hundred and fifty-five (2255).

*SEC. 2. That in case of the absence from his County of the Jury Commissioner of any County, or of his disability or inability to serve, from sickness or otherwise, the duties required of him by Section two thousand two hundred and fifty-five (2255) shall be performed by another of the Board of Jury Commissioners.*

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO REPEAL SECTION 31 OF THE GENERAL STATUTES, IN  
RELATION TO THE MODE OF PAYMENT OF CLAIMS AGAINST  
THE STATE.**

A. D. 1884.  
No. 461.

**SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section thirty-one (31) of the General Statutes be, and the same is hereby, repealed.**

Gen. Stat., 281,  
as to claims  
passed by Gen.  
Assembly; re-  
pealed.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO PROVIDE FUNDS FOR THE BUILDING AND COMPLETION OF THE COURT HOUSE OF MARLBORO COUNTY.**

No. 462.

*Whereas* the County Commissioners of Marlboro County failed to place the bonds they were authorized and required to issue under an Act entitled "An Act authorizing and requiring the County Commissioners of Marlboro County to build a new Court House and to issue County bonds to pay for the same," but the present Board, consisting of Philip M. Hamer, Joseph H. David, and Tristram Covington, have secured the building of said Court House by using the taxes already collected for that purpose, and by pledging their individual credit for a part of the balance of the contract price, which amount so borrowed constitutes a claim against said County, and it is necessary to make provision for the payment of the same, with the interest thereon, and the balance due for building said Court House: therefore,

Preamble.

**SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in**

A. D. 1884. General Assembly, and by the authority of the same, That the amount borrowed, with interest thereon, by the County Commissioners of Marlboro County, to aid in the building of a Court House, is hereby declared a valid claim against said County, and shall be preferred in payment out of any funds raised for the building of said Court House.

*How to be repaid.* SEC. 2. That in order to raise the money necessary to pay said claim, and the balance due for building and furnishing the Court House for Marlboro County, the County Commissioners of said County are hereby authorized, empowered, and directed to borrow the sum of eighteen thousand dollars, if so much be necessary, at a rate of interest not exceeding ten per centum per annum, and payable in three equal installments, the first installment to be paid on the first day of January, in the year of our Lord one thousand eight hundred and eighty-six, with all interest due thereon, and each successive installment, with the interest thereon, on the same day in each successive year thereafter, until the whole of said loan is fully paid.

*Certificates or bonds to be issued.* SEC. 3. That as evidence of such loan or loans, the said County Commissioners are hereby authorized, empowered, and directed to issue a certificate or certificates of indebtedness, bond or bonds, or other instrument or instruments of writing, showing the amount borrowed, the time of payment and the rate of interest; which said certificate or certificates, bond or bonds, or other instrument or instruments of writing, shall be signed by the County Commissioners or a majority of them, attested by their Clerk and the seal of the County affixed, and, when so signed, attested, and sealed, shall be conclusive of said indebtedness, and valid and binding obligations upon said County.

*County Commissioners to levy tax.* SEC. 4. That for the payment of the said loan, the County Commissioners of said County shall levy a tax upon the taxable property of said County sufficient to pay each installment as it may fall due, with all interest thereon; which tax shall be known and styled as the "Court House Tax," and shall be levied and assessed by the County Commissioners and Auditor, or other officer discharging such duties, and collected by the County Treasurer in the same manner in which other State and County tax is collected;

*How disbursed.* and shall be paid out by the County Treasurer only upon warrants drawn by the County Commissioners for the payment of said loan or loans.

*Repealing clause.* SEC. 5. That Sections two, three, four, five, and six of an Act entitled "An Act authorizing and requiring the County Commissioners of Marlboro County to build a new Court House, and to

issue County bonds to pay for the same," approved December 20th, A. D. 1881, and all other Acts or parts of Acts inconsistent with or supplied by this Act, be, and the same are hereby, repealed.

A. D. 1884.  
17 Stat., 630.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND SECTIONS 310 AND 311 OF THE CODE OF NO. 463.  
PROCEDURE, RELATING TO THE LIEN OF JUDGMENTS AND  
THE RENEWALS OF EXECUTIONS.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 310 of the Code of Procedure be, and the same is hereby, amended by inserting therein, between the words "administrator" and "to," in the eighth line thereof, the following clause: "Or, if the judgment debtor be removed out of the State, by publication of such summons as above provided in Section 156 for publication of summons on complaint to be filed." So that said Section, when amended, shall read as follows:

Code, § 310.  
amended.

SECTION 310. Final judgments entered in any Court of record in this State subsequent to the twenty-fifth day of November, A. D. 1873, shall constitute a lien upon the real estate of the judgment debtor in the Counties where the same are entered for a period of ten years from the date of entry of such judgments; and in cases where judgments were obtained between the first day of March, 1870, and the twenty-fifth day of November, 1873, a like lien may be obtained by the service of a summons upon the judgment debtor, or, if he be dead, upon his heirs, executor, or administrator, or, if the judgment debtor be removed out of the State, by publication of such summons as above provided in Section 156 for publication

Section as  
amended.

Lien of judg-  
ments.

Lien, how  
obtained on  
old judgments.

Where debtor  
out of State.

A. D. 1884. of summons on complaint to be filed, to show cause, if any he or they may have, why said judgment should not be and become a lien in accordance with the provisions of this Chapter; and, if no sufficient cause be shown to the contrary, the said judgment shall be and become a lien on all the real property of the judgment debtor, in the County where entered, for ten years from the date of the filing of such summons, with proof of service thereof, in the office of the Clerk of the Court of Common Pleas of the County

Transcripts to other Counties. where such judgments have been entered; but no judgment shall constitute a lien on any property of the judgment debtor outside the County where the same is entered unless a transcript thereof is lodged in the office of the Clerk of the Court of Common Pleas of the County where the property of the judgment debtor may be situate; and from the date of the filing of such transcript, it shall have the same force and effect as if the judgment had been originally entered in the County in which said transcript is filed: *Provided,* however, That the plaintiff in such judgment may, at any time in three years after its active energy has expired, revive the judgment, with like liens as in the original, for a like period, by service of a summons on the debtor, as provided by law, requiring him to show cause if any he can, at the next term of the Court for his County, why such judgment should not be revived, and, if no good cause be shown to the contrary, then it shall be decreed that such judgment is revived according to the force, form, and effect of the former recovery: *Provided, further,* That this Section shall not

How revived. be so construed as to make final judgments, in any case, a lien on the real property of the judgment debtor exempt from attachment, levy, and sale under the Constitution. Nothing herein contained shall be construed to affect the lien of judgments or executions thereunder entered prior to the first day of March, A. D. 1870.

Proviso. *Code, § 311.* SEC. 2. That Subdivision 1 of Section 311 be, and the same is hereby, amended by inserting in said Subdivision, after the word "administrators" and before the words "to show cause," in the eleventh line thereof, the following clause: "Or, if the judgment debtor be removed out of the State, by publication of such summons as above provided in Section 156 for publication of summons on complaint to be filed," and by inserting the words "said execution" after the words with like effect. So that said Subdivision, when amended, shall read as follows:

Judgments before Code. *Subdivision 1, as amended.*

SECTION 311—1. Execution may issue upon any judgment or decree within three years from the entry thereof without any revival of the same. When levied on personal property, it shall be a lien on such property for the period of four months from the date of

Subdivision as amended. *Lien by levy.*

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A. D.

4.

Return of

execution.

such levy, and such levy may be renewed from time to time with like effect. Said execution shall be made returnable in the "words according to law," and shall have active energy from the time it shall first be lodged until the regular term of the Court from which it was issued which shall follow next after the full completion of five years from its lodgment, and may be renewed at any time during the continuance of its active energy without costs; but after How renewed. the expiration of its active energy as aforesaid, the same may be renewed by the service of a summons on the judgment debtor, his heirs, executors, or administrators, or, if the judgment debtor be Where debtor is out of State. removed out of the State, by publication of such summons as above provided in Section 156 for publication of summons on complaint to be filed, to show cause, if any they may have, why the same shall not be renewed, and, if no sufficient cause be shown, the same may be renewed, and so, from period to period, as often as the same may be necessary, and whenever renewed shall be subject to the rules herein provided.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT AUTHORIZING TRIAL JUSTICES TO ISSUE WARRANTS FOR No. 464.  
THE ENFORCEMENT OF AGRICULTURAL LIENS IN CERTAIN  
CASES.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That when any person shall have made advances for agricultural purposes and \$100. To enforce liens under

## STATUTES AT LARGE

A. D.  
1884  
LGL

red a lien upon the crop or crops of the person to whom advances may be made, according to the provisions of agricultural liens, and the amount of such advances shall not exceed one hundred dollars, it shall be lawful for any Trial Justice in which such lien is indexed, upon the production of the lien and the proof required in cases where Clerks of the Court may issue warrants, to issue his warrant directed to a Constable or the Sheriff of the County requiring him to seize said crop or crops, and after due notice sell the same for cash and apply the net proceeds thereof, or so much thereof as may be necessary, in Issue for trial. extinguishment of said lien : *Provided*, That if the person to whom such advances have been made shall give notice in writing, within ten days after such seizure, accompanied with an affidavit to the effect that the amount claimed is not justly due, then the Trial Justice issuing the warrant shall, at the expiration of twenty days, decide an issue which shall be made up, in which the person who may have made such advances shall be the actor.

*Enforcement of lien for rent.* SEC. 2. That every landlord leasing lands for agricultural purposes shall have the right to enforce his lien for rent in the same manner, upon the same conditions, and subject to the same restrictions, as are herein provided for persons making advances for agricultural purposes.

*Clerks may also act.* SEC. 3. That this Act shall not be so construed as to prevent Clerks of Court of the several Counties of the State from issuing warrants to enforce agricultural liens in all cases now provided for by law.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

OF SOUTH CAROLINA.

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AN ACT TO AMEND SECTION 807 OF THE GENERAL STATUTES,  
RELATING TO TRIAL JUSTICES IN THE CITY OF CHARLESTON.

A. D. 1884.

No. 465.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 807 of the General Statutes, relating to Trial Justices in the city of Charleston, be, and the same is hereby, amended by striking out the whole of said Section and inserting the following in lieu thereof:

SECTION 807. There shall be for the city of Charleston three Trial Justices, one of whom shall be known as a Judicial Trial Justice, and two as Ministerial Trial Justices. The Judicial Trial Justice shall have jurisdiction to hear and determine all cases, properly brought before him, but cannot practice in the Trial Justice Courts. The Ministerial Trial Justices may bring all actions and prepare all cases triable in the Trial Justices' Courts, but they cannot hear and determine any cases whatever, excepting when acting as Judicial Trial Justices in cases hereinafter provided. The Trial Justices of the city of Charleston shall each enter into a bond to the State, with sureties, in the sum of one thousand dollars, and shall receive, as full compensation for all claims against the County whatever, the following salary each : The Judicial Trial Justice at the rate of one thousand dollars per annum, and each Ministerial Trial Justice at the rate of seven hundred dollars per annum, said salary to be paid on orders or warrants of the County Commissioners by the County Treasurer.

SEC. 2. The Recorder of the city of Charleston is hereby clothed with all the powers, duties, and jurisdiction of a Judicial Trial Justice, except that he shall not receive any additional compensation, and shall not have the authority of a Trial Justice to appoint a Constable.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.  
 No. 466.

**AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE MARION, MARLBOROUGH, AND Horry RAILROAD COMPANY," APPROVED 23D DECEMBER, 1882.**

*SECTION 1. Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section third of said Act be amended by striking out the words "two years after the passage of this Act" after the word "within," and inserting in lieu thereof, "two years after the first day of January, eighteen hundred and eighty-five." So that the said Section as amended shall read:

*Section as amended.* "That the company hereby authorized shall be allowed six months after the passage of this Act of incorporation, in which to file the articles of association in the office of Secretary of State, as provided in Section 2 of this Act. That the railroad hereby authorized to be constructed shall be commenced within two years after the first day of January, 1885, and twenty miles of said road shall be built within two years after work commenced, otherwise the charter shall be void."

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate,  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

**AN ACT TO AUTHORIZE THE CITY COUNCIL OF ANDERSON TO ISSUE BONDS IN AID OF AN ADDITIONAL SUBSCRIPTION TO THE CAPITAL STOCK OF THE SAVANNAH VALLEY RAILROAD, TO VALIDATE THE CITY ORDINANCE AND ELECTION AUTHORIZING THE SAME, AND TO AUTHORIZE A CONSOLIDATION OF SAID BONDS WITH FORMER ISSUE OF BONDS FOR THE SAME PURPOSE.**

A.D. 1884.

No. 467.

Preamble.

17 Stat., 980.

Ante p. 225.

Ante p. 633.

Whereas under and by virtue of the eighteenth Section of an Act entitled "An Act to incorporate the city of Anderson," approved the 9th day of February, 1882, and an ordinance of the City Council of Anderson to authorize the issuing of bonds to the amount of twenty-five thousand dollars to raise a sum of money to be subscribed by the City Council of Anderson to the capital stock of the Savannah Valley Railroad Company and to provide for an election to approve the same, ratified the 28th day of March, 1882; and the provisions of an Act entitled "An Act to authorize the City Council of Anderson to issue bonds in aid of subscription to the capital stock of the Savannah Valley Railroad Company and to validate the city ordinance and election authorizing and approving the same, upon the conditions herein contained," approved the 23d day of December, 1882; and of an Act entitled "An Act to change the conditions of the subscription of the city of Anderson to the Savannah Valley Railroad Company, and to authorize an additional subscription thereto," approved the 24th day of December, 1883; the said City Council of Anderson did subscribe the sum of twenty-five thousand dollars to the capital stock of the said the Savannah Valley Railroad Company, and for the payment thereof did issue the same amount of municipal coupon bonds, and delivered them to the said railroad company, and did afterwards, in compliance with a petition of the majority of the owners of real estate situate in said city, by an ordinance to order an election on "Subscription" or "No subscription" of twenty-five thousand dollars additional to the capital stock of the Savannah Valley Railroad Company, ratified on the 17th day of November, 1884, did provide for an election of the qualified electors of said city to be held on the 28th day of the same month upon the question of subscribing such additional sum of twenty-five thousand dollars in city bonds to the capital stock of the said railroad company, and, the said election being held, a large majority of the qualified electors of said city voted in favor of such additional subscription; therefore,

A. D. 1884.

*Ordinance, subscriptions and bonds confirmed.* SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the said ordinance of the said City Council of Anderson adopted and ratified on the 17th day of November, 1884, and the election held under the same, together with the subscription to the capital stock of the said the Savannah Valley Railroad Company that shall be made in pursuance thereof, and all city coupon bonds that shall be issued by said city for the payment of such subscription, be, and the same are hereby, fully authorized, ratified, and confirmed, and declared to be legal, valid, and binding upon the said City Council and city of Anderson, in all respects, as fully and completely, to all intents and purposes, as if the said City Council had been theretofore expressly authorized to subscribe said additional sum of twenty-five thousand dollars to the capital stock of the said railroad company and to issue bonds in payment thereof, anything in the said Acts hereinbefore mentioned, or in any one of them, contained to the contrary thereof in any wise notwithstanding.

*Substitution of bonds authorized.* SEC. 2. That for the purpose of consolidating the additional twenty-five thousand dollars of bonds herein authorized to be issued with the twenty-five thousand dollars of bonds heretofore issued by the said City Council for the purpose aforesaid, the said City Council of Anderson is hereby authorized and empowered, by and with the consent and approval of the owners and holders of the said bonds heretofore issued, to call in and cancel said bonds, and to issue fifty thousand dollars in coupon bonds of the date of issue, twenty-five thousand dollars of which shall be used to replace those so retired and canceled, and the remaining twenty-five thousand dollars be delivered to the said the Savannah Valley Railroad Company, in payment of the said additional subscription to its capital stock herein authorized to be made: *Provided*, That nothing herein contained shall be understood or construed as authorizing any further issue of bonds by the said City Council in addition to the twenty-five thousand dollars heretofore issued so as to prejudice the rights of third persons holding said securities under the eighteenth Section of the Act incorporating said city, if said bonds shall have passed from the ownership or control of the said railroad company, and the rights of third persons shall have accrued, and until the said former issue of bonds shall have been surrendered as herein provided.

Reissue.

SEC. 3. That upon the surrender and cancellation of said former issue of bonds, and not before, the said City Council of Anderson are hereby authorized and empowered to issue fifty thousand

dollars of municipal coupons bonds, par value, of the denomination of five hundred dollars each; that said bonds shall be printed on good bond paper, and shall be signed by the Mayor and attested by the Clerk of said City Council, and the seal of the corporation be affixed to each of said bonds by the Clerk of said City Council. The said bonds shall become due and payable in twenty-five years from their date; shall bear interest from their date, at the rate of seven per centum per annum, to be paid annually, and each and every of said bonds shall have as many coupons attached as there shall be annual payments of interest to be paid on the bond, with the amount of interest falling due and the date when it shall become due; said coupons to be signed by the City Clerk and Treasurer; and the said coupons shall be receivable in payment of any and all taxes and debts that may be due and levied by the City Council of Anderson; and said bonds shall at all times be exempt from taxation by the authorities of said city of Anderson. That the said City Council of Anderson shall every year during the said twenty-five years levy and assess an annual tax sufficient to pay the interest on the said bonds as it shall fall due and as the coupons are presented for payment; and the said City Council shall also every year during the same period, beginning in the year next after the said bonds shall have been issued, levy and assess a like annual tax of two thousand dollars to be used as a sinking fund for the gradual retirement of the said bonds, with which the said City Council shall have the power, and it is hereby authorized, annually to call in and retire an equal amount (\$2,000) of said bonds, beginning with the highest number issued and proceeding in their inverse order as numbered, until the entire issue of said bonds shall have been fully and entirely paid: *Provided*, That said bonds shall be retired at the same time of the year at which the interest thereon becomes due and payable, and that at least three months previous thereto the said City Council of Anderson shall every year, by public notice or advertisement for one month in the newspaper or newspapers published in the said city, call in said bonds, specifying their numbers so to be retired, and no coupon or interest which shall accrue on any of such bonds after said period fixed for retiring the same shall be in any manner collectible against the said City Council or the said city of Anderson, unless the said City Council shall be unable or fail to pay the said bonds when thus presented.

SEC. 4. That as fast as the said bonds shall be paid off and retired by the said City Council, they shall be canceled by the <sup>Bonds to be canceled and filed.</sup>

A. D. 1884.  
 Description of bonds.

Coupons receivable for taxes.

Tax to pay interest.

Sinking fund.

Retirement of bonds.

A. D. 1884. City Clerk in the presence of said City Council. A registry of such payments shall be kept by the said Clerk, and the bonds themselves kept on file by the said Clerk after their cancellation.

Additional bonded debt prohibited. SEC. 5. It shall not be lawful for the said City Council to incur any additional bonded debt for any purpose whatsoever, except as the debt herein provided for shall be retired, and such additional bonded debt may only be created by said City Council to an amount equal to the amount so retired of the bonded debt herein authorized and provided for.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 468. AN ACT TO AUTHORIZE THE TOWN OF CAMDEN OR THE COUNTY OF KERSHAW TO PURCHASE FIRST MORTGAGE RAILROAD BONDS OF ANY RAILROAD TRAVERSING THE COUNTY OF KERSHAW.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That in order to improve and increase their railroad facilities, it shall be lawful for the town of Camden or the County of Kershaw, by a vote of a majority of its taxpayers, paying taxes on real or personal property of the value of one hundred dollars or more, to purchase the first mortgage bonds, of an issue not exceeding \$15,000 per mile, of any railroad traversing the said County, to an amount not exceeding two hundred thousand dollars.

*May pur-  
chase first  
mortgage  
bonds.*

Limit.

OF SOUTH CAROLINA.

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SEC. 2. That in order to raise the necessary funds to carry out the provisions of the above Section, it shall be lawful for the authorities of the said town or County to make, issue, and sell their bonds, bearing not over seven per cent. interest, and running not more than 30 years from date, and to secure the same by a proper tax to meet the interest as it shall become due, and to provide a sinking fund to meet the bonds at their maturity.

A. D. 1884.  
Issue of  
bonds authorized.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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AN ACT TO AMEND SECTION 1451f OF THE GENERAL STATUTES, No. 469.  
RELATING TO PASSENGER RATES CHARGED BY RAILROAD COMPANIES.

SECTION 1. *Be it enacted* by, the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 1451f of the General Statutes be amended by striking out the whole <sup>General Statutes. 1451f.</sup> amended. of said Section and inserting the following, to be known as Section 1451f:

From and after the passage of this Act no railroad company in this State, operating, owning, or controlling any line of railroad in this State whose passenger earnings exceed eighteen hundred dollars per mile of road per annum, shall charge more than three cents per mile for each passenger with one hundred pounds of baggage. On roads whose passenger earnings are over one thousand and not more than eighteen hundred dollars per mile per annum, the rates shall not exceed three and one-half cents per mile. On roads whose passenger earnings are over five hundred dollars per mile per annum, and not more than one thousand, the rates shall not exceed four cents per mile. On roads whose passenger earnings do not exceed five hundred dollars per mile per annum,

A. D. 1884. such rates shall not exceed four and a half cents per mile. The charge for children under twelve and over four years of age shall not exceed two cents per mile. Each railroad shall also run a second class or smoking car for passage, for which they shall sell tickets at a rate not to exceed two and a half cents per mile for the first class, three cents per mile for the second and third classes and four cents for the fourth class; but nothing herein contained shall be construed to prevent the Charleston and Savannah Railway Company from charging four cents per mile for first class passengers

*Charleston  
and Savannah  
Railway Co.*

*Short dis-  
tances.*

and three cents per mile for second class passengers: *Provided*, That railroad corporations may charge for short distances, where the charges per mile would be less than twenty-five cents, the sum of twenty-five cents for first class passage and fifteen cents for second class passage and children for such distance. The provisions of this Section shall not prevent railroads from issuing thousand mile, excursion, commutation, and season tickets at a lower rate than herein provided.

*Ante 485.*

*SEC. 2. That Section 1451f (A. A. 1883, p. 485-6) be amended Extra charge by adding at the end thereof the following: And railroad companies shall have the right to charge twenty-five cents extra when fare is not more than two  $\frac{5}{10}$  dollars, and fifty cents when it is over that amount, in all cases where passengers who get on at stations where tickets are offered for sale, neglect or refuse to purchase tickets: *Provided*, This shall not apply to passengers on accommodation trains: *Provided, further*, That offices for the sale of such tickets shall in all cases be opened not less than thirty minutes before the time fixed for the departure of trains.*

*where tickets  
are not bought.*

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AUTHORIZE THE SOLICITOR OF THE FIRST CIRCUIT  
TO ENTER SATISFACTION ON A CERTAIN JUDGMENT.**

A. D. 1884.  
No. 470.

*Whereas*, C. O. Campbell, because unable to pay his royalty to the State, because of the inferior quality of the rock mined by him on Stono River, and his consequent inability to sell the same to any advantage whatsoever, and judgment by default has been entered against him, and also against one Otis Phillips, in the Court of Common Pleas for Charleston County; *and whereas*, he has arranged to pay one-half of the amount so due upon the said judgment.

Judgment  
against C. O.  
Campbell.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Solicitor of the First Circuit, upon the payment of the said sum, be, and he is hereby, authorized and directed to enter satisfaction upon the judgment aforesaid.

Solicitor to  
enter satisfac-  
tion.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND AN ACT ENTITLED AN ACT TO AMEND No. 471.**

**SECTION 2237 OF THE GENERAL STATUTES OF SOUTH CAROLINA, RELATING TO THE DRAWING OF JURIES, SO FAR AS THE SAME MAY APPLY TO CHESTER COUNTY.**

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act <sup>A. A. Wante</sup> p. 616, amend-  
entitled An Act to amend Section 2237 of the General Statutes of ed.

A. D. 1884. South Carolina, relating to the drawing of juries, approved on the  
 24th day of December, A. D. 1883, be, and the same hereby is,  
 Number of amended by adding thereto the following proviso: *Provided, further,* That in the County of Chester, the number of names to be  
 jurors in tales placed in the separate apartment shall be fifty, who shall reside  
 box in Chester. within five miles of the Court House. So that said Section shall  
 hereafter read as follows:

~~Section 2237  
of General  
Statutes as  
amended.~~ SECTION 2237. Of the list so prepared the Board of Jury  
 Commissioners shall cause the names to be written, each one, on a  
 separate paper or ballot, and shall fold up said pieces of paper or  
 ballots so as to resemble each other as much as possible, so that the  
 name written thereon shall not be visible on the outside, and shall

Jury box. place them in a box, to be furnished them by the County Commis-  
 sioners of their County for that purpose, and by said Board of Jury  
 Commissioners to be kept. At the same time they shall place in a  
 separate and special apartment in the jury box, to be known as the

Tales box. tales box, the names of one hundred and fifty persons, qualified by  
 law to serve as jurors, who reside within seven miles of the Court  
 House, from which shall be drawn jurors to supply deficiencies  
 arising from any cause or emergency during the sitting of the

~~Proviso as to  
Richland.~~ Court *Provided*, That in the County of Richland the number of  
 names to be placed in the separate apartment shall be one hundred

Charleston. and in the County of Charleston two hundred and fifty: *Provided,*  
 Chester. *further*, That in the County of Chester the number of names to be  
 placed in the separate apartment shall be fifty, who reside within  
 five miles of the Court House.

In the Senate House, the twenty-third day of December, in the  
 year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

OF SOUTH CAROLINA.

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**AN ACT TO AMEND SECTION FOUR HUNDRED AND SEVENTY-EIGHT (478) OF THE GENERAL STATUTES, RELATING TO THE PROCLAMATION AND PAYMENT OF REWARDS BY THE GOVERNOR.**

A. D. 1884.  
No. 472.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section four hundred and seventy-eight (478) of the General Statutes, relating to the proclamation and payment of rewards by the Governor, be, and the same is hereby, amended by inserting between the words "person" and "the," on the fourth line of said Section, the following: "if unknown at the time of offering such reward, or of the apprehension and delivery to the Sheriff of the County where the crime was committed of such person, if known, but a fugitive from justice at the time of offering such reward." So that the said Section, as amended, shall read as follows:

**SECTION 478.** Upon satisfactory information that a crime has been committed against the peace within this State, and that the person committing the same is unknown or is a fugitive from justice, the Governor may issue his proclamation, offering a reward for the apprehension and conviction of such person, if unknown at the time of offering such reward, or of the apprehension and delivery to the Sheriff of the County where the crime was committed, of such person, if known, but a fugitive from justice at the time of offering such reward, the amount of such reward to be not less than fifty nor more than five hundred dollars. The payment of such rewards to be made upon warrants of the Comptroller General on any specific appropriation for such purpose; and in default of any such appropriation, then the rewards shall be paid out of the contingent fund of the Governor.

General Statutes, § 478, amended.

Section as amended.

Governor to issue proclamation offering reward.

Limit. Payment.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.  
No. 473. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ALTER AND  
AMEND THE CHARTER OF THE TOWN OF GREENWOOD, SOUTH  
CAROLINA," APPROVED MARCH 13TH, 1872.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, Strike out Section 5 of an Act entitled "An Act to alter and amend the charter of the town of Greenwood, South Carolina," approved March 13th, 1872, and insert in lieu thereof the following, which shall be known as Section 5:

A. A., 15 Stat., 224, amended. Section 5 as amended. Powers of Intendant and Wardens. That the Intendant and Wardens, duly elected and qualified, shall, during their term of office, severally and respectively, be vested with all the powers of Trial Justices of this State for all offenses committed within the limits of said town in violation of its ordinances.

SEC. 2. The following shall be known as Section 6 of said charter, to wit:

Other powers. SECTION 6. The Intendant shall, as often as he may deem necessary, summon the Wardens to meet in Council, any three of whom shall constitute a quorum to transact business, and shall be known by the name of "The Town Council of Greenwood;" and they and their successors in office may have and use a common seal, which shall be affixed to all their ordinances; and by their said corporate name may sue and be sued, plead and be impleaded, in any Court of law or equity in this State. The said Town Council shall have full power under its corporate seal to make all such rules, by-laws, and ordinances respecting the roads, streets, markets, and police of said town as shall appear to them necessary and requisite for the security, welfare, good government, and convenience of the same, and for preserving the health, peace, and good order

Annual tax. thereof. They shall have the power to impose and collect an annual tax of not more than fifteen cents on every one hundred dollars of real and personal property within the corporate limits of said town, (except churches and parsonages and the real estate connected therewith and property of any school association,) and the taxable personal property shall not include anything except

L censes. such as is kept, owned, or used in the town. The said Town Council shall also have the power and authority to impose and collect a license on all billiard and pool tables, ten-pin alleys, peddlers, exhibitions, shows, plays, and circuses, a license not exceeding fifty dollars per annum on all drug stores that sell wine or liquor for

medicinal purposes. And the said Town Council are authorized and empowered to enforce the payment of all taxes, assessments, and licenses levied under the provisions of this Act, against the property and persons of defaulters, to the same extent and in the same manner as is now or may hereafter be provided by law for the collection of the general State and County taxes, except that the executions shall be under the seal of the Council, signed by the Intendant or acting Intendant and countersigned by the Clerk of Council, and shall be directed to the Marshal or special Marshal appointed for that purpose.

A. D. 1884.

Payments,  
how enforced.

## SEC. 3. Strike out Section 6 and insert the following:

SECTION 7. The owners of all property and persons owning dogs shall make a return upon oath to a member of the Town Council or the Clerk of all property liable to taxes by the fifteenth day of February in each year, and upon failure to make such return the Clerk shall make such return for said person from the best information he can obtain. The rate of taxation and the time of payment shall be fixed by ordinance each year on or by the 15th February.

15 Stat., 225  
Returns.

SEC. 4. Section 8 shall hereafter be Section 9, and Section 9 shall be Section 10, and Section 10 shall be Section 11.

Change in  
numbering of  
Sections.

SEC. 5. Strike out Section 11 and insert the following, which shall be Section 12:

This Act shall be deemed and taken as a public Act, shall take effect immediately on its approval, shall continue in force until repealed, and all Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

15 Stat., 226.

Public Act.

Repealing  
clause.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. **AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO RENEW  
AND AMEND THE CHARTER OF THE TOWN OF BENNETTSVILLE,"**  
No. 474. **APPROVED FEBRUARY 9TH, A. D. 1882.**

A. A., 17 Stat., 963, amended. **SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 5 of an Act entitled An Act to renew and amend the charter of the town of Bennettsville, approved February 9th, A. D. 1882, be amended so as to read as follows:

**Election.** **SECTION 5.** That the election of Mayor and Aldermen of said town shall be holden on the second Tuesday in the month of April, 1885, and on the same date in every second year thereafter, so that the term of office of said officials shall be two years and until their

**Electors.** successors are elected and qualified. At such election all persons have hereinbefore been declared to be members of said corporation shall be entitled to vote: *Provided, however,* That it shall be in the power of the Mayor and Aldermen of the town of Bennettsville to

**Registration.** require a registration of all the voters of said town, as a prerequisite to voting at any election for Mayor and Aldermen thereof, and for this purpose full power is hereby vested in the Mayor and Aldermen to prescribe the time, place, and manner and terms of said registration of voters by an ordinance for that purpose.

17 Stat., 964. **SEC. 2.** That Section 10 of said Act be, and the same is hereby, amended so as to read as follows:

**Quorum.** **SECTION 10.** That the Mayor and two Aldermen, or, in the absence of the Mayor, three Aldermen, shall constitute a quorum for the transaction of business; and in case a vacancy shall occur in the office of Mayor or Aldermen by death, resignation, removal,

**Vacancies.** or for any other cause, an election to fill such vacancy shall be held by appointment of the Mayor and Aldermen, or Aldermen, as the case may be, which election shall be conducted in all respects and be subject to all the regulations hereinbefore provided for annual

**Mayor pro tem.** elections; and in case of sickness or temporary absence of the Mayor, the Aldermen shall be empowered to elect one of their number to act as Mayor for the time; but this shall not prevent the Mayor from naming an Alderman to act as Mayor until a regular meeting of the Council, at which regular meeting the election of an Alderman to act as Mayor for the time being shall be had.

17 Stat., 965. **SEC. 3.** That Section 13 of said Act be, and the same is hereby, amended so as to read as follows:

**Powers of Mayor and Aldermen.** **SECTION 13.** The said Mayor and Aldermen shall have control over the streets, ways, pavements, sidewalks, bridges, public squares,

and public buildings within the corporate limits of and belonging to said town, and shall have full power to protect life, liberty, and property, both public and private, within the corporate limits of the same. They are authorized to pass such ordinances, not inconsistent with the laws of this State, as in their judgment may be necessary, and affix to the same penalties for a violation thereof in the alternative not exceeding fifty dollars fine or thirty days in jail. The said Mayor and Aldermen shall be charged with the duty of keeping all streets, ways, sidewalks, pavements, bridges, sewers, streams, and drains within the corporate limits of the said town in good order; and they may alter, widen, and lay out anew streets, ways, sidewalks, pavements, ditches, and drains, so as to improve the health or appearance of any portion of said town or enhance the convenience of any of its inhabitants, with the consent of the adjacent land owners, or in such manner as may be provided for by law.

A. D. 1884.

SEC. 4. That Section 16 of the said Act be amended so as to 17 Stat., 966, amended.  
read as follows:

SECTION 16. That the said Mayor and Aldermen shall have the power and authority to impose taxes each year for the use of said town, that is to say, not exceeding fifteen cents on each one hundred dollars' worth of all kinds of property within the limits of the said town, including investments made upon property therein and choses in action held by one resident thereof against another resident thereof, the property of churches and of charitable and literary institutions being exempted from this provision. The valuation of property for the purposes of taxation shall be fixed as hereinafter provided.

SEC. 5. That Section 17 of said Act be, and the same is hereby, 17 Stat., 966, amended.  
stricken out and the following inserted in lieu thereof:

SECTION 17. All contracts for work on behalf of said corporation exceeding the value of ten dollars shall be let to the lowest bidder, after due advertisement of the same on the Court House door and at two other public places in the said town for the space of ten days, and no officer of the corporation shall be interested in any such contract.

SEC. 6. That Section 18 of the said Act be amended so as to 17 Stat., 967, amended.  
read as follows:

SECTION 18. The Mayor and Aldermen of said town shall annually publish a notice to the inhabitants thereof for four successive weeks, requiring every owner of real and personal property, or either, situate or being within the corporate limits of said town, to make a fair and just return of the same for taxation, on oath,

Streets,  
bridges, drains,  
&c.

Taxes.

Contracts for  
work.Returns for  
taxation.

A. D. 1884.

before the Town Clerk within a certain time, not less than thirty days, fixed in said notice; and upon failure of any person who is the owner of property within the limits of said town to make such returns, it shall be the duty of the Town Clerk to assess said property for taxation, and his assessment shall be final. And in case Failure to make returns.

Penalty.

Valuation on involuntary assessments.

the Town Council have evidence tending to show that any person has failed to return all the property he owns, according to the provisions hereof, they may require such person to attend before them and answer upon oath touching his property, that a proper return thereof may be obtained; and in case of willful disregard of summons by any one so required to appear, he may be fined by the said Council in a sum not exceeding twenty-five dollars; and said Council may assess his property at its true value according to the best information they can obtain regarding the same: *Provided*, That in no case of involuntary assessment shall the valuation of property exceed that made by the County Auditor of the same property for State and County taxation, and ten per centum of such valuation added thereto as a penalty for the default. For the

Duty of Town Clerk.

purpose of facilitating the making of returns, it shall be the duty of the Town Clerk, within ten days after the publication of notice to make returns, to leave at the residence or place of business of every taxpayer blanks for making said returns.

17 Stat., 967. SEC. 7. That Section 19 of said Act be, and the same is hereby, amended.

amended so as to read as follows:

May issue executions.

SECTION 19. That the said Mayor and Aldermen, for the purpose of collecting the taxes upon real and personal property within the corporate limits of said town, and also to collect such assessments as are provided for by Section 13 of this Act as amended hereby, and such fines as they may have imposed when the said taxes and said fines have not been paid by the persons against whom the said taxes have been assessed, or against whom the said fines may have been passed, shall have the power and authority to issue an execution against the property, both real and personal, of the persons who have failed to pay his or her taxes or

To whom directed.

who has failed to pay the fine imposed, directed to the Sheriff of Marlborough County, requiring him to sell the property, real or personal, or both, as the case may be, of the person described in said execution, to pay the amount fixed in such execution to be due,

Form of executions.

and that the said execution herein provided for shall conform as near as may be to that now issued out of the Courts of Common Pleas in this State against the property; and such execution shall be signed by the Mayor or acting Mayor, as the case may be, of said town and attested by the common seal of said town; and the

Sheriff before making any sales of real and personal property under said execution shall advertise a notice of the same, describing the property therein in the newspapers published in said town for twenty-one days next preceding such said sale; and after the Sheriff shall have sold the property he shall forthwith turn over from the proceeds of such sale or sales an amount equal to the tax, assessment, or fine specified as due in the execution, to the Mayor and Aldermen, upon their receipt therefor; and the purchaser at the sale of said Sheriff shall receive a deed, in the case of the sale of land, and a bill of sale in case of personality, from the said Sheriff, and the same shall, in law, operate to convey the absolute estate of the delinquent taxpayer or of the person upon whom a fine or assessment may have been imposed and payment neglected or refused.

A.D. 1884.

Advertisement.

Purchaser to receive deed in fee or bill of sale.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four,

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND SECTION ONE OF AN ACT ENTITLED "AN ACT TO INCORPORATE THE CATAWBA OIL COMPANY," APPROVED DECEMBER 21ST, A. D. 1882.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section one (1) of an Act entitled "An Act to incorporate the Catawba Oil Company," approved December 21st, A. D. 1882, be, and the same is hereby amended by inserting between the words "therewith" and "and," on the fourteenth line thereof, the words "also to purchase, manufacture, and sell fertilizers and commercial manures." So that the said Section as amended shall read:

Act 1882, 21, ante p. 59, amended.

## STATUTES AT LARGE

A. D. 1884.

Section as  
amended.Catawba Oil  
Company char-  
tered.

Purposes.

Powers.

**SECTION 1.** Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by authority of the same: That J. H. Smith, J. L. Agurs, Joseph Wylie, Matthew White, John J. McLure, John J. Hemphill, W. T. D. Cousar, J. L. Glenn, T. E. McLure, John C. McFaddin, W. S. Gregg, R. T. Mockbee, and J. S. Wilson, and their associates and successors, are hereby made and created a body politic and corporate, under the name and style of the Catawba Oil Company, to be located at or near Chester, South Carolina, for the purpose of extracting and manufacturing oil from cotton seed or grain, and refining the same, for ginning and packing cotton, and packing or compressing cotton and other heavy articles in bales, and for the purpose of carrying on such other business as may be connected therewith; also to purchase, manufacture, and sell fertilizers and commercial manures, and may erect such mills, buildings, machine shops, stores, dwellings, and other works as may be required or necessary to carry out such branches of manufacture and business, and also for the transaction of all business connected with the purposes so recited.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 476. AN ACT TO AMEND SECTION 28 OF THE CODE OF PROCEDURE,  
IN REFERENCE TO EXTRA TERMS OF THE CIRCUIT COURTS.

**SECTION 1.** Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 28 of the Code of Procedure of this State be amended so as to read as follows:

Code, § 28, as  
to extra Courts,  
amended.

Special sessions of the Courts of Common Pleas or General Sessions may be held whenever so ordered, either by the Chief Justice or by the Circuit Judge at the time holding the Circuit Court of the County for which the extra term may be ordered, of which extra term such notice shall be given as the Chief Justice or the Circuit Judge so ordering the same may direct: *Provided*, That if such extra term of either or both the Courts aforesaid be ordered by the Chief Justice, he may order any one of the Circuit Judges to hold the same; but if such extra term be ordered by a Circuit Judge, as hereinbefore provided, then such extra term shall be held only by the Circuit Judge so ordering the same: *Provided, further*, That no cause shall be tried at any extra term of the Court of Common Pleas for any Circuit, unless the said cause shall have been previously docketed upon some one of the calendars of the last preceding regular term of said Court. The Clerk of said Court shall, at least fifteen days before the commencement of such session, cause the time and place for holding the same to be notified for at least two weeks successively, in one or more of the newspapers published nearest the place where the session is to be holden. All processes, writs, and recognizances of every kind, whether respecting juries, witnesses, bail, or otherwise, which relate to the cases to be tried at the said special session, shall be considered as belonging to said session in the same manner as if they had been issued or taken in reference thereto. All business depending for trial at any special session shall at the close thereof be considered as of course removed to the next stated term of Court. Said special session shall be held in pursuance of an order which shall be transmitted to the Clerk of the Court and by him entered on the records of the Court.

SEC. 2. That all Acts or parts of Acts inconsistent herewith be, and the same are hereby, repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

Special sessions of Circuit Courts may be ordered by Chief Justice or Circuit Judge. By whom held.

What causes may be tried.

Clerk to give notice.

Processes, writs, &c.

Undisposed of business.

Order to be sent to Clerk.

Repealing clause.

A. D. 1884.

## AN ACT TO INCORPORATE BANK of MARLBORO.

No. 477.

**Corporators.** SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That D. D. McColl, Julius A. Gray, John D. Williams, P. L. Breedon, R. J. Tatum, J. D. Murchison, E. W. Goodwin, W. E. Evans, Knox Livingston, H. H. Newton, C. S. McCall, their future associates and successors, shall be, and they are hereby, constituted a body politic and corporate, by the name and style of Bank of Marlboro,

**Body politic  
for 30 years.** for the term of thirty years, and as such corporation shall have

**Rights and  
powers.** and may exercise and enjoy all the rights, powers, and privileges incident to or enjoyed by any bank or banking institution now existing as a corporation under or by virtue of the laws of this State.

**Capital stock.** SEC. 2. The capital stock of said corporation shall not be less than fifty thousand dollars, and may be increased from time to time, as said corporation may elect, to a sum not exceeding two hundred thousand dollars, and the same shall be held by the corporators in said corporation in shares of one hundred dollars each.

**Books of  
subscription.** SEC. 3. The corporators in the first Section named, or any three of them, may open books of subscription to the capital stock of said bank, at such time or times and at such places and for such periods as a majority of the corporators named may determine; and as soon as

**How organ-  
ized.** the sum of fifty thousand dollars shall be subscribed thereto, the before named corporators, or a majority of them, on such notice as they may consider sufficient, shall call a meeting of such subscribers, to be held at the town of Bennettsville, in the County of Marlboro, in this State; and at such meeting, and all future meetings of the stockholders of said bank, the shares of the capital stock may be represented in person or by proxy. The subscribers to said stock, at their meeting to be held as aforesaid, shall elect from themselves such a number of Directors of said corporation as they may think proper, who shall continue in office for one year and until their successors shall be duly elected; and thereafter there shall be annual meetings of the stockholders of said bank, at which Directors shall be chosen, whose tenure of office shall be as above provided. Every Director must own, in his own right, at least ten shares of

**Directors.** the capital stock of the said bank. The Directors chosen or elected at any such meeting shall, from among themselves, elect a President and Vice President, to act as such during the term of office of such Directors, and they shall perform such duties and exercise such powers as may be prescribed by the by-laws of said corporation, or as shall be incident to their respective offices.

**President  
and Vice-Pres-  
ident.**

SEC. 4. The said corporation may receive and pay out the lawful currency of the country, deal in exchange, gold and silver coin, bullion, uncurrent paper, public and other securities, and stocks of other corporations : *Provided, however,* That no more than an amount equal to one-half the capital stock of said bank shall be invested in mortgages of real estate at any one time ; may purchase and hold such real and personal property and estate as may be conveyed to it to secure debts to the corporation, or may be sold under execution to satisfy any debts due in whole or in part to the corporation, and may sell and dispose of the same ; may purchase and hold such real estate as may be deemed necessary or convenient for the transaction of its business, and may sell and dispose of the same at pleasure ; may discount notes, bills of exchange, bonds and other evidences of debt, and lend money, on such terms as may be agreed on, subject to the usury laws of this State. It may receive on deposit moneys on such terms as may be agreed on with depositors and issue certificates therefor, negotiable or assignable in such way as may be inserted in the same. Said corporation may sue and be sued, plead and be impleaded, in any Court in this State ; may adopt and use a corporate seal and may alter the same at its pleasure ; may adopt all such by-laws for the general management and direction of the business and affairs of said corporation, not inconsistent with the laws of this State, as may be deemed proper, and have all such other rights and privileges as are or may be conferred on corporations by the general laws of this State.

SEC. 5. The stockholders of said bank shall be liable to the amount of their respective share or shares for all of its debts and liabilities upon note, bill, or otherwise.

SEC. 6. No Director or other officer of said bank shall borrow any money from said bank ; and if any Director or other officer shall be convicted, upon indictment, of directly or indirectly violating this Section, he shall be punished by fine or imprisonment at the discretion of the Court.

SEC. 7. The Directors of said bank may make and change by-laws, not inconsistent with law, regulating the manner in which the stock of said bank shall be transferred, its Directors elected or appointed, its property transferred, its general business conducted, and the privileges granted to it by law exercised and enjoyed. The Directors may appoint all necessary officers and employees of said corporation, fix their compensation and take security for the faithful discharge of their respective duties, prescribe the manner of paying for the stock of the corporation and the transfer thereof ;

A. D. 1884.

Banking powers.

Mortgages of realty.

May purchase and hold property.

Loans and discounts.

Other powers.

Liability of stockholders.

Directors not to borrow.

Penalty.

By-laws.

Officers and employees.

A. D. 1884. and may from time to time prescribe such penalties for the non-payment of subscriptions to the capital stock of the corporation as Penalties for non-payment they may deem proper, and the same, together with any unpaid installments on such subscriptions, may be recovered in any Court having jurisdiction of the aggregate amount so due, or the stock may be sold for cash after twenty days' notice, advertised in any newspaper published in said town of Bennettsville; and if, at any such sales, the sum bid should not be sufficient to satisfy and discharge the amount so due, together with the costs and charges incident to such sale, the subscriber in default shall be liable for any deficiency, and the same may be recovered in the name of the corporation in any Court having jurisdiction. The books, papers, and accounts of said bank shall be open to inspection under such regulations as may be prescribed by law.

**Books, &c., open to inspection.** When to take effect. SEC. 8. That this Act shall take effect from and immediately after the date of its approval.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 478. AN ACT TO ALLOW THE COUNTY AUDITOR OF THE COUNTY OF COLLETON FIVE HUNDRED DOLLARS FOR EXPENSES OF ASSESSMENT, INSTEAD OF THREE HUNDRED DOLLARS, AS IS NOW PROVIDED BY SECTION 237 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ASSESSMENT AND TAXATION OF PROPERTY," APPROVED FEBRUARY 9, A. D. 1882.

**SECTION 1.** Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Auditor of General Assembly, and by the authority of the same, That from Colleton al- lowed \$500. and after the passage of this Act, the County Auditor of the County of Colleton shall be allowed the sum of (\$500) five hundred dollars for expenses of assessment, instead of (\$300) three hundred

dollars for said purpose, as is now provided by Section 237 of an Act entitled "An Act to provide for the assessment and taxation of property," approved February 9, A. D. 1882.

A. D. 1884.  
17 Stat., 1018.

SEC. 2. That all Acts or parts of Acts inconsistent with or repugnant to this Act are hereby repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO RE-ENACT NO. 479. AN ACT ENTITLED 'AN ACT TO FACILITATE THE COMPLETION OF THE BLUE RIDGE RAILROAD,' APPROVED FEBRUARY 20TH, 1880, AND TO EXTEND THE TIME THEREIN GRANTED FOR THE COMPLETION OF SAID ROAD," AND TO PROVIDE FOR THE COLLECTION OF BACK TAXES DUE THE COUNTIES OF ANDERSON AND OCONEE.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to re-enact an Act entitled 'An Act to facilitate the completion of the Blue Ridge Railroad,' approved February 9th, 1880, and to extend the time therein granted for the completion of said road," approved February 20th, 1882, be, and the same is hereby, repealed: *Provided*, Said repeal shall go into effect on <sup>Act 1882, 17 Stat., 1094, re-pealed.</sup> and after the 9th day of February, A. D. 1885.

SEC. 2. That on and after the said 9th day of February, A. D. 1885, the County Treasurers, Auditors, and County Commissioners of the Counties of Anderson and Oconee are hereby authorized and directed,

<sup>Back taxes of Blue Ridge Railroad Company to be collected.</sup>

A. D. 1884.

directed to take such steps as may be necessary to collect any back taxes that may be due to either of said Counties by the said Blue Ridge Railroad Company.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 480. AN ACT TO AMEND AN ACT ENTITLED "AN ACT REQUIRING THE COUNTY COMMISSIONERS OF HORRY COUNTY TO BUILD A FENCE ON THE LINE BETWEEN HORRY AND GEORGETOWN COUNTIES AND ERECT GATES ON THE PUBLIC HIGHWAYS CROSSING SAID LINE," APPROVED 22D DECEMBER, A. D. 1883.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in A. A. 1883, General Assembly, and by the authority of the same, That Section § 3, ante 400, amended. 3 of an Act entitled "An Act requiring the County Commissioners of Horry County to build a fence on the line between Horry and Georgetown Counties and erect gates on the public highways crossing said line," approved 22d December, A. D. 1883, be, and the same is hereby, amended by striking out of said Section where it occurs "1884" and inserting instead thereof "1885." So that said Section when amended shall read as follows:

Section 3 as amended. SECTION 3. That the said fence and gates shall be completed by the first day of May, 1885.

Section 4. SEC. 2. That Section 4 of said Act be, and the same is hereby, § ante 401, amended. amended by striking out of said Section where it occurs "1884" and inserting instead thereof "1885," and by striking out the whole of the proviso contained in said Section. So that said Section when amended shall read as follows:

SECTION 4. That for the purpose of effectually carrying out the foregoing Sections of this Act, the County Commissioners of said County be, and they are hereby, authorized and empowered to use any unexpended fund that may be in the Treasury of said County on the first day of May, 1885.

A. D. 1884.

Section 4 as amended.

SEC. 3. That the said Act be, and the same is hereby, amended by adding thereto the following Section, to be known as Section 5 of said Act:

Additional Section.

SECTION 5. Should the County Commissioners fail to perform the requirements of this Act, sufficient funds being provided therefor, they shall be deemed guilty of a misdemeanor, and upon due conviction thereof they shall be punished in the discretion of the Court.

Penalty to  
County Com-  
missioners.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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AN ACT TO AMEND SECTION 1367, CHAPTER 38, OF THE GENERAL STATUTES, IN RELATION TO THE LIABILITY OF DIRECTORS OF CORPORATIONS ORGANIZED UNDER CHARTERS. No. 481.

*Be it enacted* by the Senate and House of Representatives, of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 1367, Chapter 38, of the General Statutes be, and the same is amended, hereby, amended by inserting after the word "exceed," on the second line, the word "double;" so that when amended the said Section shall read as follows:

SECTION 1367. The total amount of debts which such corporations shall at any time owe shall not exceed double the amount of its capital stock actually paid in; and in case of excess, the

Limit to  
debts of cor-  
poration.

A. D. 1884.

Personal liability of Directors for excess.

Exceptions.

Not applicable to mortgages.

Directors in whose administration it shall happen shall be personally liable for the same, both to the contractor or contractors and to the corporation. Such of the Directors as may have been absent when the said excess was contracted or created, or who may have voted against such contract or agreement, and caused his vote to be recorded in the minutes of the Board, may respectively prevent such liability from attaching to themselves by forthwith giving notice of the fact to a general meeting of the stockholders, which they are authorized to call for that purpose. The provisions of this Section shall not apply to debts of railroad or other corporations secured by mortgage.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 482. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT TO PROVIDE FOR THE MORE SPEEDY DEVELOPMENT OF THE COLUMBIA CANAL."

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 2 of an Act entitled "An Act to amend an Act to provide for the more speedy development of the Columbia Canal," approved December 24th, 1883, be amended by striking out the figure 4 in the third line of said Section and inserting the figure 5 in place thereof, and also by striking out the words seventeen thousand and fifty, in the fifth line, and inserting in lieu thereof the words fifteen thousand. So that said Section, when amended, shall read as follows:

A. A., 1883, § 2, ante p. 538, amended.

Section 2 as amended.

SECTION 2. That the said Board of Directors be, and they are hereby, authorized and directed to expend in the prosecution of said work, during the year 1885, for the employment of skilled labor and engineers, and for the purchase of machinery and materials,

and for other proper disbursements, fifteen thousand dollars of the income of the Penitentiary, over and above the amount necessary for the support and maintenance of said institution.

A. D. 1884.  
Appropriation to Canal.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO DEFINE THE POWERS OF THE BOARD OF AGRICULTURE IN GRANTING LICENSES FOR THE PURPOSE OF DIGGING, MINING, AND REMOVING PHOSPHATE ROCK AND PHOSPHATIC DEPOSITS FROM THE NAVIGABLE STREAMS AND FROM THE MARSHES OF THIS STATE.**

No. 483.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That in every case in which application shall be made to the Board of Agriculture for a license to dig, mine, and remove phosphate rock and phosphatic deposits from the beds of the navigable streams, or from the marshes of this State, it shall be within the power and authority of the said Board to grant or to refuse the said license, as the said Board may, in its discretion, deem best for the interests of the State and the proper management of the interests of the State in such deposits.

May grant or  
refuse license,  
at discretion.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.No. 484.**AN ACT TO INCORPORATE THE HARTSVILLE RAILROAD COMPANY.****Purpose.****Corporators.****Name.****Body corporo-  
rate for 21  
years.****Route.****Capital stock.****Subscription,  
how payable.****Bond's and  
mortgages.****Consolidation  
with other  
roads.****Rights of way.**  
<sup>14 Stat., 89.  
See Gen. Stat.,  
§ 1550.</sup>**Taxes.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That for the purpose of constructing a railroad from Hartsville, in Darlington County, South Carolina, to the Cheraw and Darlington Railroad or to the Pee Dee River, or to any points on any railroads that may be most advantageous, a charter, with all the rights and privileges incident to the same, be, and is hereby, granted to James L. Coker, Thomas C. Law, E. W. Cannon, C. J. Woodruff, H. Lide Law, J. J. Lawton, and their associates and successors, who are hereby constituted a body corporate and politic, by the name of "the Hartsville Railroad Company," and shall have a corporate existence for twenty-one years.

SEC. 2. That the said company is hereby authorized to construct a railroad from Hartsville, in Darlington County, to some point on the Cheraw and Darlington Railroad or the Pee Dee River, or to any points on any railroads within this State and by such routes as shall be found suitable and advantageous. The precise lines and locations to be determined upon after the necessary surveys shall have been made.

SEC. 3. That the capital stock of said company shall be twenty thousand dollars, with the privilege of increasing the said capital stock to such an amount as may be found necessary to construct and equip said railroad, not exceeding two hundred thousand dollars, and subscriptions may be made in labor, materials, lands, or money, at such rates and on such terms as may be agreed upon at the time of subscription; and the said railroad company shall have power to mortgage its property and franchises and to issue bonds on such terms and conditions and for such uses and purposes of said corporation as the Board of Directors may deem expedient.

SEC. 4. That "the Hartsville Railroad Company" may at any time during the existence of this charter effect a consolidation with any other railroad company according to the provisions of Section six (6) to fourteen (14) inclusive, Chapter LXV of the General Statutes.

SEC. 5. That the said railroad company shall be subject to the provisions of an Act entitled "An Act to declare the manner by which lands or right of way over the lands of persons or corporations may be taken for the construction or use of railways and other internal improvements;" *Provided, however,* That nothing herein contained shall be so construed as to exempt the company from payment of taxes.

SEC. 6. That this Act shall be deemed a public Act and shall continue in force for twenty-one (21) years and until the adjournment of the General Assembly next thereafter.

A. D. 1884.  
Public Act for  
21 years.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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**AN ACT TO PROVIDE A MODE OF PROCEDURE BY WHICH LANDS No. 485.  
MAY BE TAKEN BY CITIES AND TOWNS FOR STREETS, ROADS  
AND HIGHWAYS FOR PUBLIC USE.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act, whenever the Mayor and Aldermen of any city or the Intendants and Wardens of any town in the State shall think it expedient to widen, open, lay out, extend, or establish any street, alley, road, courts, or lane, they shall have power to purchase the lot, lots, or parts of lots, of land necessary for such street, alley, lane, road, or court, and the fee simple (for the use of the public) of said lot, lots, or parts of lots, of land shall be vested in said city or town from the day of the deed of sale. *Provided*, That in incorporated towns a petition signed by a majority of the owners of real estate therein shall first be submitted to the Intendant and Wardens thereof praying them to widen, open, lay out, extend, or establish such street, alley, lane, road, or court, but this proviso shall not apply to incorporated cities.

Streets, &c.,  
may be widen-  
ed, opened, &c.

Petition to be  
submitted.

SEC. 2. That in case any owner or owners of said lot or lots of land as aforesaid shall refuse to sell his, her, or their lot, lots, or parts of lots, or shall demand what may be deemed an unreasonable price by the said authorities, then the said authorities shall nominate and appoint six freeholders, resident in said city or town, who shall meet an equal number to be named and appointed on the part of the owner or owners, to determine and fix upon the true and real value of such lot, lots, or parts of lots, and any

Proceedings  
in case of re-  
fusal.

A. D. 1884.Damages.

damage to such land by reason of the opening, widening, or extension of such highway, due regard being had in assessing such damages to any increased value of such lot, lots, or parts of lots by reason of the opening, widening, or extension of such highway, with full power in the Commissioners appointed as aforesaid, in case of disagreement, to call in one other Commissioner; and on the payment of the full value of said lot or lots, or parts of lots, and such special damages aforesaid, fixed and determined on in the manner above

Fee simple to vest and deed to be made. designated, the fee simple of the said lot, lots, or parts of lots shall be vested in such city or town for the use of the public, and the said owner shall execute his deed without warranty therefor accordingly to said city or town: *Provided, however,* That in case any owner shall be dissatisfied with the valuation of his lot or lots, such special damages aforesaid, or either of these items, it shall and may

Appeal.

be lawful for such owner to appeal from the same upon giving notice of such appeal to the Mayor and Aldermen, or Intendants and Wardens, of such city or town, within ten days from the time of his receiving a notification of such valuation and assessment of damages, to the Court of Common Pleas for the County in which said

Assessment by jury. lands may be, at the next session thereafter; and the said Court shall order a new valuation and assessment of damages, or either, in such particular case, to be made by a jury, who shall be charged therewith in the same or some subsequent term, and their verdict shall be final and conclusive unless a new trial be granted; and after final judgment in such case the fee simple of said lot or lots or parts of lots of land shall be vested in such city or town upon the payment or tender of payment of the amount of such valuation and

Owner to execute quit-claim. damages, and the said owner shall thereupon execute his quit-claim deed therefor accordingly to said city or town: *Provided, further,*

That in all cases when, under the provisions of this Act, the owner is required to execute his or her deed to said city or town and shall fail or neglect so to do, then the Clerk of the Court of Common Pleas for the County in which said city or town is situated, shall on behalf of said owner execute a deed without warranty therefor to said city or town, which said deed shall as effectually bind said owner and his or her heirs and assigns as though executed by

Clerk to make deed in certain cases. said owner. And said deed and all proceedings had in such matter, except proceedings in Court, shall be recorded by the Register of Mesne Conveyances of said County in the books wherein conveyances of real estate in said County are required by law to be recorded.

Proceedings to be recorded. SEC. 3. That the Mayor or Intendant of such city or town shall call a meeting of the said owners at some proper time and place,

Meeting to appoint Commissioners.

by the service of a notice, as summons are now required by law to be served, and the owners attending such meeting or their proxies, or a majority of them, shall appoint the Commissioners in their behalf mentioned in the second Section; and in case the owners at said meeting or any adjournment thereof, within ten days shall neglect or refuse to appoint Commissioners, then the Commissioners appointed by said city or town on their behalf, or a majority of them, shall be, and they are hereby, authorized to proceed to the discharge of the duties herein prescribed, and their judgment in the matter shall be final and conclusive, except in the case of appeal as above prescribed.

A. D. 1884.

Where owners neglect.

SEC. 4. When the owner, or any one of several owners, of the lands is an infant or *non compos mentis*, the required notice shall be served personally upon the trustee, guardian, or committee of such persons and personally on such owner, and if there be no such trustee, guardian, or committee the Clerk of the Court of Common Pleas shall have power, and he is hereby authorized, to appoint for such person a guardian *ad litem*, upon whom the service shall be made, and who shall represent the interest of such infant or person *non compos mentis*. Said Clerk shall pursue in all respects the mode now provided by law for the appointment of guardians *ad litem* for infants and persons *non compos mentis*; and if any owner of the lands shall reside beyond the State, or his or her place of residence be unknown, then service shall be made upon the agent of such owner in charge of said land, or there be no such agent, then such owner shall be served by publication as in civil actions.

Infants and lunatics.

Guardian ad litem.

Non-residents.

Commissioners to be sworn.

SEC. 5. That the aforesaid Commissioners before they proceed to act in the premises shall severally make oath, before some person authorized by law to administer oaths, that they will fairly, faithfully, and impartially discharge the duties required of them under this Act.

SEC. 6. That all Acts and parts of Acts hereto repugnant be, and the same are hereby, repealed.

Repealing clause.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.  
 No. 486.

**AN ACT TO CHANGE THE TIME OF LISTING PROPERTY FOR TAXATION.**

*A. A., 1883, 554,  
ante amended.*

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled "An Act to amend Title III, Chapter XI, of the General Statutes, relating to the assessment and taxation of property, so that the Treasurer can collect and the Auditor assess at the same time," be, and the same is hereby, amended in the following par-*

*Time for as- ticulars: Strike out the word "May" wherever it occurs and substitute the word "January" in its stead, and strike out the word "June" wherever it occurs and substitute the word "February." So that the listing of property shall annually begin on the first day of January and end on the twentieth day of February.*

*No returns in 1885.* **SEC. 2.** In conformity with the provisions of Section 1, there shall be no returns of property for taxation during the year 1885; but, in lieu thereof, property will be listed for the taxes of the

*But in Janu- ary-February, 1886.* fiscal year 1885-86 from January 1st to February 20th, 1886, as above provided.

*Returns of real estate in 1886.* **SEC. 3.** The State Board of Equalization being required by the provisions of Section 258, General Statutes, to meet in the year 1886 for the purpose of equalizing the value of property among the Counties, it is hereby directed that full returns of all real estate be made at the time of listing other property, to wit: from January 1st to February 20th, 1886.

*Repealing clause.* **SEC. 4.** That all Acts or parts of Acts inconsistent with or repugnant to this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

OF SOUTH CAROLINA.

785

**AN ACT TO AUTHORIZE THE CITY COUNCIL OF CHARLESTON TO  
ORDAIN THE NECESSARY ORDINANCES FOR THE ESTABLISH-  
MENT AND MAINTENANCE OF A SYSTEM OF SEWERAGE IN THE  
CITY OF CHARLESTON.**

A. D. 1884.

No. 487.

*Whereas* the Board of Health of the city of Charleston has decided that the system of privy vaults and retention of human excreta and other putrefying substances about the lots and buildings are sources of disease in said city, and have recommended the establishment of some amended system of sewerage that will remove or correct these evils; therefore,

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the City Council of Charleston, in addition to the powers now vested in them by law, be, and they are hereby, authorized to pass all necessary ordinances, rules, and regulations for the establishment, maintenance, and enforcement of a system of sewerage in the streets, private lots, and dwellings in the city of Charleston.

City Council  
of Charleston  
to establish  
sewerage.

SEC. 2. That the said City Council of Charleston be, and they are hereby, authorized to contract with any person or corporation for the building, maintenance, and use of a system of sewerage works in said city, and to pass all necessary ordinances, rules, and regulations for the enforcement of the same, with like penalties as provided in the first Section of the Act.

To contract  
for.

And enforce.

SEC. 3. That the officers and other persons who may be appointed to execute the provisions of such ordinances, rules, and regulations shall, as far as may be necessary for the performance of their respective duties, have the right to enter any building or premises in said city of Charleston between the hours of 9 A. M. and 5 P. M.

Power to en-  
ter buildings  
and premises.

SEC. 4. That this Act shall go into effect on the first day of December, 1885.

When to take  
effect.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of the Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884.  
No. 488.

**AN ACT TO AMEND SECTIONS 573 AND 574 OF THE GENERAL STATUTES OF SOUTH CAROLINA IN RELATION TO THE CUSTODY OF PUBLIC MONEYS BY THE TREASURER OF THE STATE.**

*SECTION 1. Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Gen. Stat., General Assembly, and by the authority of the same, That Section § 573, amended. 573 of the General Statutes be amended so that said Section shall read as follows:

*Section as amended.* **SECTION 573.** The Treasurer of the State shall have a safe in the Safe in bank vaults of one of the banks of the city of Columbia, designated by the Governor, the Treasurer, and the Comptroller General, and may place and keep therein moneys belonging to the State.

*Gen. Stat., § 574, amended.* **SEC. 2.** That Section 574 of the General Statutes be amended so that said Section shall read as follows :

*Section as amended.* **SECTION 574.** To facilitate the disbursement of the public moneys, Deposit of the Treasurer of the State shall deposit in such bank or banks in State moneys. this State as shall be agreed upon by the Governor, the Comptroller General, and the Treasurer, or by any two of them, and as in their opinion shall be secure, all the moneys belonging to the State, other than he may keep in the safe in the vault of one of the banks in the city of Columbia, as authorized in Section 573, the moneys so To credit of deposited to be placed to the credit of the Treasurer of the State of Treasurer. Bank book. South Carolina. He shall keep a bank book showing his deposits in and moneys drawn from the banks in which deposits are made.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

OF SOUTH CAROLINA.

787

AN ACT TO AUTHORIZE THE NORTHEASTERN RAILROAD  
COMPANY TO PAY ITS ASSESSMENT TOWARD THE SALARY OF  
THE RAILROAD COMMISSIONERS WITHOUT PENALTY.

A. D. 1884.

No. 489.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Northeastern Railroad Company be, and it is hereby, permitted to pay to the Treasurer of Charleston County the amount assessed against said company, as its share of the salary of Railroad Commissioners, without penalty: *Provided*, That said payment be made on or before the fifteenth day of January next.

N. E. R. R.  
Company to  
pay assessment  
to Railroad  
Commission.

By January  
15, 1885.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, 1884.

HUGH S. THOMPSON,  
Governor.

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AN ACT TO CHARTER THE LITTLE PEE DEE STEAM NAVIGATION No. 490.  
COMPANY.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Joseph Smith and such other persons as he may associate with him, their successors and assigns, be, and they are hereby, constituted a body corporate and politic, by the name and style of the Little Pee Dee Steam Navigation Company, and are hereby made corporate in law to have, hold, and purchase lands for the purpose of constructing landings, wharves, and warehouses to carry on a general transportation, freight, and passenger business; to dig out and clear away obstructions and make any canals which may be necessary in order to complete a navigable water course from McInnis' Bridge,

Body corpor-  
ate.

Name.

Purposes.

## STATUTES AT LARGE

A. D. 1884.

Rights.Not to interfere with bridges or boat-ing.Exclusive right of navi-gation.Navigable stream.Toll.Common car-riers.When to com-mence.Public Act in force for 21 years.

in Marion County, to the mouth of Little Pee Dee River; and shall be capable in law of suing and being sued, pleading and being impleaded, and shall have and enjoy all the rights of such other corporate bodies under the laws of this State: *Provided*, That the said company shall not interfere with any bridge heretofore or hereafter to be erected over said river or interfere with any persons using the said river as heretofore for boating or rafting timbers.

SEC. 2. That for and in consideration that this company dig out, blast, and open the channel of said Little Pee Dee River, within the limits prescribed above, and make the same navigable for steam-boats and such other craft as they may choose to employ, they shall have and enjoy the sole right and privilege of navigating and using said stream for transporting passengers, lumber, wood, cotton, produce, goods, wares, merchandise, and all freight of all descriptions, by steam, within said prescribed limits, and for that purpose

the same is hereby declared a navigable stream for the use of said company.

SEC. 3. That they and their successors shall fix and establish any toll and receive the same on any passengers and all kinds of freights and goods transported by said company, they assuming all responsibilities as common carriers.

SEC. 4. That they shall have authority to commence work immediately, and are hereby allowed two years within which to begin the running of boats or other crafts upon said stream.

SEC. 5. That this Act shall be deemed a public Act, and shall be in force for twenty-one years from its ratification.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE "THE SMOAK TRAMWAY COMPANY"  
IN ORANGEBURG COUNTY.**

A. D. 1884.

No. 491.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That for the purpose of constructing a tram road from Branchville to Fourholes in Orangeburg County, that E. T. R. Smoak, John S. Smoak, A. N. Smoak, D. W. Smoak, and Daniel E. Westbury, and their associates, successors, and assigns, are hereby created a body politic and corporate, under the corporate name of "The Smoak Tramway Company," and by such title shall have a corporate existence for the term of thirty years; and may sue and be sued, plead and be impleaded, in every proper Court of the State of South Carolina; and may have and use a common seal, which it may change and alter at pleasure; and shall be capable of purchasing, holding, using, leasing, and conveying estates, real and personal and mixed, and other property, and of acquiring the same by gift or devise; and may make all necessary by-laws and regulations for its government not inconsistent with the laws of the State of South Carolina.

**SEC. 2.** That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate a tramway extending from the town of Branchville to Fourholes in Orangeburg County, by such route as shall be found most convenient, suitable, and advantageous, and with the privilege of extending the same to any other point in Orangeburg County: *Provided*, That the said line and branches may be laid with wooden or iron rails.

**SEC. 3.** That the capital stock of said company shall not be less than one thousand dollars, nor more than one hundred thousand dollars, with the privilege of increasing the said capital stock to such an amount as may be found necessary to carry out the intentions and purposes of this Act; and the shares shall be personal property, transferable in such manner as the by-laws may direct; and for the purpose of raising such capital stock it shall be lawful to open books of subscription at such times and places and under the direction of such persons as the said company may determine; and that the said subscription to the capital stock may be made in money, bonds, land, materials, and work, at such rates as may be agreed upon with the said company; and the said tramway company shall have the power to mortgage its property and franchises, and issue bonds on such terms and conditions and for such purposes

Tram road  
from Branch-  
ville to Four-  
holes.Body corpor-  
ate for 30  
years.  
Name.  
Rights and  
powers.

By-laws.

Route.

Rails.

Capital stock.

Subscriptions.

How made.

Bonds and  
mortgages.

A. D. 1884. and uses of said corporation as the President and Board of Directors may deem necessary.

Rights of way. SEC. 4. That for the purpose of acquiring such lands or right of way as they may require for the location and construction of the said tramway or branches, or for the erection or location of such depots, warehouses, stations, and other necessary establishments, or for extending or altering the same, the said company shall have the use and benefit of every process or proceeding provided by law for enabling any other railroad company in the State to obtain such lands or right of way as they may require in cases in which the consent of the owners cannot be obtained.

Exclusive rights. SEC. 5. That the said company shall have the same exclusive right of transportation on their way and branches which is possessed and enjoyed by any railway in the State, and persons intruding or trespassing upon the said tramway or branches shall be liable to all the penalties provided by law for the prevention of trespasses or intrusions upon any railway; and any person who

Penalty for obstructing, &c. shall willfully destroy, damage, or obstruct the said way or any branch or part thereof shall be liable to all the penalties to which persons willfully destroying, damaging, or obstructing any railroad are made liable by any law of the State.

Public Act. SEC. 6. This Act shall be deemed a public Act and shall continue of force until it expires by its own limitation.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE THE GREENWOOD BUILDING AND  
LOAN ASSOCIATION OF ABBEVILLE COUNTY.**

A. D. 1884.

No.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That T. F. Riley, J. W. Payne, J. W. Green, W. H. Bailey, Joseph T. Simmons, J. K. Dent, G. H. Barksdale, Benet Reynolds, F. D. Merriam, A. P. Boozer, J. C. Maxwell, J. W. Hill, together with such other persons as are now or may hereafter be associated with them, be, and the same are hereby, declared a body politic and corporate, Body corporat<sup>e</sup>e. for the purpose of making loans of money to their members and stockholders, or other persons, by the name and style of "The Greenwood Building and Loan Association" of Abbeville County, Name. South Carolina, the shares of which shall not exceed one thousand Shares. (1,000); but as soon as one hundred shares are subscribed thereto, the said association shall organize and commence operations; said shares to be paid by successive monthly installments of one dollar on each share.

SEC. 2. That said corporation shall have power and authority to make any such rules and by-laws for its government as are not repugnant to the Constitution and laws of the land; shall have such number and succession of members and officers as shall be ordained and chosen according to said rules and by-laws made or to be made by them; shall have and keep a common seal, and may alter the same at will; may sue and be sued, plead and be impleaded, Sue and be sued. in Courts of law or equity in this State; and shall have and enjoy all and every right and privilege incident and belonging to corporate bodies according to the laws of the land. Other rights.

SEC. 3. That the said corporation shall have the power and authority of buying, improving, selling, holding, leasing, renting, and exchanging real estate, and of making loans of money secured by mortgages of real and personal estate, to and from their members, stockholders, and others, on such terms and under such conditions and subject to such regulations as may from time to time be prescribed by the rules and by-laws of said corporation; and it shall be lawful for the said corporation to hold such lands, tenements, hereditaments, and personal property as shall be mortgaged or conveyed to them in good faith by way of security upon its loans and advances; and may sell, alien, or otherwise dispose of the same to its members, stockholders, or others, as they from time to time may deem expedient. Powers.

## STATUTES AT LARGE

A. D. 1884. SEC. 4. That the said corporation may continue for the period of twenty-one (21) years, but shall be authorized to finally divide its profits and wind up its affairs at an earlier period should it deem it expedient so to do.

Continue for  
21 years.  
Liability of  
stockholders. SEC. 5. That the members of the said corporation shall be individually liable for the debt of said corporation, each member to an amount not exceeding five per centum of the par value of the share or shares held by him or her at the time the debt was contracted, but such liability shall not attach until the corporation shall have been sued and *nulla bona* returned on execution in such suit.

Public Act. SEC. 6. This Act shall be deemed a public Act, and may be given in evidence without especially pleading the same.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 493. AN ACT TO AMEND THE FIRST AND FOURTH SECTIONS OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN SPARTANBURG COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN."

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in <sup>Act of 1883, ante 382, amended.</sup> General Assembly, and by the authority of the same, That Section one of an Act entitled "An Act to provide for the establishment of a new school district in Spartanburg County, and to authorize the levy and collection of a local tax therein," be, and the same is hereby, amended so as to read as follows:

<sup>Section as  
amended.</sup> SECTION 1. That for the purpose of maintaining public schools in the city of Spartanburg, the County Board of Examiners of Spartanburg County be, and they are hereby, authorized and required to lay off a separate school district, having Spartanburg Court House as the centre, and embracing an area which shall be

described by the radius of a circle of one and a half miles in length      A. D. 1884.  
from said Court House.

SEC. 2. That Section four of said Act be, and the same is hereby, <sup>Section 4,  
ante 382,</sup> amended so that said Section when amended shall read as follows: <sup>amended.</sup>

SECTION 4. That when the persons answering the above description shall have assembled in public meeting they shall have power: First, to select a Chairman and Secretary, adjourn from time to time, decide what additional tax, if any, shall be levied, and appropriate the same in such manner as they may think best for the educational interests of said school district: *Provided*, That no tax shall be levied under this Act unless more than one-half of the number of real estate owners in said district shall sign a written petition, directed to the Trustees, requesting that a tax shall be levied, and stating the amount thereof; that no tax thus levied shall be repealed at any subsequent meeting within the same year. Second, they shall also have power to select (subject to the approval of the Board of Examiners for Spartanburg County) a Board of five Trustees for said school district, whose term of office shall be for two years from date of election, and who, in addition to the duties and responsibilities now provided by law for Trustees of school districts, shall have the following powers and duties: 1. To purchase or erect suitable buildings for the use of the public schools of said school district. 2. To elect and dismiss Superintendents and teachers of the city schools, prescribe their duties, terms of office, and to fix their salaries, and to cause an examination of said teachers to be made whenever necessary; also to determine the class books and studies to be used in said schools, and to make rules and regulations for the government of said schools. 3. To determine the manner in which the tax heretofore authorized (and the two mills constitutional and poll tax provided by law) shall be expended in maintaining said public schools; and, 4. To fill all vacancies occurring in said Board of Trustees by death, resignation, removal, or otherwise during their term of office or service.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. AN ACT TO AMEND AN ACT ENTITLED AN ACT TO INCORPORATE THE TOWN OF FLORENCE, AND AN ACT AMENDATORY THERETO.  
 No. 494.

A. A., 1871, General Assembly, and by the authority of the same, That Sections ~~§ 10 and 11,~~ and 10 and 11 of an Act to incorporate the town of Florence, approved ~~repealed, and others substituted.~~ 14 Stat., 648; and see ante 349. March 9th, 1871, be, and the same are hereby, stricken out, and that the following Sections be, and the same are hereby, inserted in lieu thereof, and added to the charter of the said town of Florence as contained in said Acts:

Licenses.

SECTION 10. The said Council shall have power to regulate the price of licenses upon all public shows and exhibitions in the said town; to erect a powder magazine and compel any person holding more than twenty-five pounds of powder to store the same therein, and to make regulations for the rate of storage thereof and for keeping and delivering the same.

Tax and lien  
for taxes.

SECTION 11. That the said Council shall also have power to impose an annual tax not exceeding fifty cents on every hundred dollars of the assessed value of real and personal property lying within the corporate limits of said town, the real and personal property of churches and school associations excepted, and all property upon which a tax shall be levied by the said Council is hereby declared and made liable for the payment thereof in preference to all other debts against the said property, except debts due to the State, which shall first be paid. The value of said real and personal property, for the purposes of taxation, shall be fixed and assessed as hereinafter provided.

Assessment of  
property.

SECTION 12. That the said Town Council shall annually, on or before the first day of May in each year, appoint three citizens of said town to assess the value of real estate for taxation, and said Assessors, before entering upon their work, shall take an oath fairly and impartially to assess each parcel of real estate in said town; and a report in writing of the assessment as made by them shall be signed by said Assessors, and the same filed in the office of the Clerk of said town within the period of thirty days next ensuing

Pay of Assessors. upon the date of their appointment. That the said Assessors shall receive compensation for their labor, the same to be fixed by the

Penalty for refusing to serve. to assess said real estate and shall refuse to perform the duties incident to said appointment shall be fined by said Town Council not more

than twenty-five dollars. That the report of the assessment of real property for taxation shall remain in the office of the Clerk of said town, for inspection of land owners, for the thirty days next after the filing thereof; and it shall be in the power of said Town Council, for good cause shown, to reduce such assessment if complaint against the same shall be made to them within the thirty days next after filing the same for taxation. But after the expiration of said thirty days such assessment for taxation shall be final.

A. D. 1884.

Report to be filed.

Complaints.

SECTION 13. That the said Town Council shall, on or before the first day of May in each year, publish a notice to all the inhabitants of the said town, for four successive weeks, requiring every owner of personal property within the corporate limits of the same to make a fair and just return, on oath, before the Clerk of said town, within a time fixed in said published notice, and upon the failure of any person who is the owner, or is the agent of the owner, of any personal property within the limits of said town, to make such return thereof for taxation, it shall be the duty of said Clerk to assess said personal property for taxation, and his assessment shall be final. But in case the Intendant and Wardens are dissatisfied with the return of personal property made by the owners, or by the agents of the owners, of said personal property for taxation, they shall have the power to compel such property owner, or the agent of such property owner, to come before them and fairly account for the personal property of such said owner or agent.

Notice to tax-payers.

Clerk to assess.

Revision of returns.

Owners and agents to account.

Penalties for refusal.

And in case of neglect or refusal of the owner or agent to obey the summons of said Intendant and Wardens to come before them and account for his or her personal property, then, and in such case, the said Intendant and Wardens may impose upon the said person so refusing a fine not to exceed the sum of twenty-five dollars for such refusal, and the said Intendant and Wardens shall proceed to assess the personal property of the person who shall refuse to attend before them as aforesaid, at what may in their judgment be its true value.

SECTION 14. That the said Town Council shall publish, for at least thirty days in each year, the method of taxation adopted by them for that year, stating in such notice the rate of taxation as fixed by said Council and prescribing the time when the taxes shall be payable, which time of payment the said Town Council may, for good cause, extend, provided the extension shall be general.

Notice of taxation.

SECTION 15. That the said Town Council, for the purpose of collecting the taxes upon real and personal property within the corporate limits of the said town, and also for the purpose of collecting such fines as they may have imposed when the said taxes and said fines

Executions.

A. D. 1884. have not been paid by the persons against whom the said taxes have been assessed, or against whom the said fines may have been passed, shall have the power and authority to issue an execution against property, both real and personal, of the person who has failed to pay his or her taxes, or who has failed to pay the fine imposed, Sheriff to sell. directed to the Sheriff of Darlington County, requiring him to sell at Florence, at public outcry, the property, real or personal, or both, as the case may be, of the person described in said execution, to pay the amount fixed in said execution to be due, and that the

Form of executions. said execution herein provided for shall conform, as near as may be, to that issued out of the Courts of Common Pleas in this State against property, and such execution shall be prepared by the Clerk of Council, signed by the Intendant or acting Intendant, as the case may be, of the said town, and attested by the common seal of

Advertisement. said town; and the Sheriff, before making any sales of real or personal property under said execution, shall advertise a notice of

the said sale, describing the property therein, in the newspaper published in said town, for twenty days next preceding said sale if the same be of real estate, and for fifteen days if the same be of

Disposition of personal property; and after the Sheriff shall have sold the property, he shall, after payment of costs of said execution and expenses of said sale, forthwith turn over from the proceeds of such sale or

sales an amount equal to the tax or fine specified as due in the execution, to the Treasurer of the said town, upon his receipt Deed and bills of sale. And the purchaser at the sale of said Sheriff shall receive a deed in case of the sale of land, and a bill of sale in case of a sale of personal property, from the said Sheriff, and the same shall in law operate to convey the absolute estate of the delinquent taxpayer or of the person upon whom a fine may have been imposed and payment neglected or refused.

Fees.

The Clerk of said Council shall be entitled to fifty cents for each execution prepared by him, in full of his costs, and the Sheriff shall be entitled, for the lodgment of said execution and the levy and sale thereunder, to the same costs as are allowed him by law for the same services on execution issued under judgments obtained in the Court of Common Pleas, and said costs of said Clerk and said Sheriff shall be collected through said execution out of the property of the defendant. After the payment out of the proceeds of said sale of said costs and expenses and the amount called for by said execution, the said Sheriff shall dispose of the same in like manner as is provided by law in cases of executions issuing out of the Court of Common Pleas.

Surplus.

OF SOUTH CAROLINA.

799

SECTION 16. That the Town Council of Florence shall have full power and authority to open new streets in said town, and to close up, widen, or otherwise alter those now in use, or which may hereafter be established, whensoever in their judgment the same may be necessary for the improvement or convenience of said town, with the consent of the adjacent land owners, or in such manner as may be provided for by law.

A. D. 1884.

Streets.

*Be it further enacted,* That to cause the Sections of the said Acts and of this Act to conform in respect to their numbers, the Sections heretofore known as Sections 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, and 25 shall hereafter be known as 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO AMEND SECTION 1743 OF THE GENERAL STATUTES, No. 495.  
RELATING TO THE SALE OF SPIRITUOUS LIQUOR ON PRESCRIPTION BY DRUGGISTS.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 1743 of the General Statutes, relating to the sale of spirituous liquors on prescription by druggists, be amended by adding thereto the following proviso, to wit: *Provided, further,* That no druggist or apothecary shall sell more than one time upon the same prescription, whether the same shall direct more than one sale or not. Nor shall any druggist or apothecary give any prescription for the sale of any spirituous liquor to any person or persons unless the said druggist or apothecary shall also be a regular practicing physician, who must be in actual attendance upon the patient for whom such

General Stat.,  
§ 1743, amend-  
ed.

Section as  
amended. Sep-  
arate prescrip-  
tion for every  
sale.

Druggist not  
to prescribe.

## STATUTES AT LARGE

A. D. 1884. have not been paid by the persons against whom the said taxes have been assessed, or against whom the said fines may have been passed, shall have the power and authority to issue an execution against property, both real and personal, of the person who has failed to pay his or her taxes, or who has failed to pay the fine imposed, Sheriff to sell. directed to the Sheriff of Darlington County, requiring him to sell at Florence, at public outcry, the property, real or personal, or both, as the case may be, of the person described in said execution, to pay the amount fixed in said execution to be due, and that the

Form of executions. said execution herein provided for shall conform, as near as may be, to that issued out of the Courts of Common Pleas in this State against property, and such execution shall be prepared by the Clerk of Council, signed by the Intendant or acting Intendant, as the case may be, of the said town, and attested by the common seal of said town; and the Sheriff, before making any sales of real or per-

Advertise- mental. sonal property under said execution, shall advertise a notice of the said sale, describing the property therein, in the newspaper published in said town, for twenty days next preceding said sale if the same be of real estate, and for fifteen days if the same be of

Disposition of personal property; and after the Sheriff shall have sold the property, he shall, after payment of costs of said execution and expenses of said sale, forthwith turn over from the proceeds of such sale or sales an amount equal to the tax or fine specified as due in the execution, to the Treasurer of the said town, upon his receipt

Deed and bills of sale. therefor. And the purchaser at the sale of said Sheriff shall

Fees. receive a deed in case of the sale of land, and a bill of sale in case of a sale of personal property, from the said Sheriff, and the same shall in law operate to convey the absolute estate of the delinquent taxpayer or of the person upon whom a fine may have been imposed and payment neglected or refused. The Clerk of said Council shall be entitled to fifty cents for each execution prepared by him, in full of his costs, and the Sheriff shall be entitled, for the lodgment of said execution and the levy and sale thereunder, to the same costs as are allowed him by law for the same services . . . . . execution issued under judgments obtained in the Court of Common Pleas, and said costs of said Clerk and said Sheriff shall be collected through said execution out of the property of the defendant. At the payment out of the proceeds of said sale of said costs . . . . . expenses and the amount called for by said execution, the . . . . . Sheriff shall dispose of the same in like manner as is provided by law in cases of executions issuing

Surplus. Pleas.

proclaim the election and give notice thereof to the persons elected; and that the Intendant and Wardens for the time being shall appoint Managers to hold the ensuing election; that the Intendant and Wardens, before entering upon the duties of their offices, shall take the oath prescribed by the Constitution of the State, and the following oath, to wit: As Intendant (or Warden) of Donalds, I will equally and impartially, to the best of my ability, exercise the trust reposed in me, and will use my best endeavors to preserve the peace and carry into effect, according to law, the purposes of my appointment. So help me God.

A. D. 1884.

Oath of office.

SEC. 3. That in case a vacancy shall occur in the office of the Intendant or any of the Wardens, by death, resignation, removal from the State, or from any other cause, an election shall be held, by appointment of the Intendant and Warden or Wardens, as the case may be, ten days' public notice thereof, as aforesaid, being given; and in case of the sickness or temporary absence of the Intendant, the Wardens forming a Council shall be empowered to elect one of themselves to act as Intendant during such sickness or absence.

Vacancy.

Intendant  
*pro tem.*

SEC. 4. That the Intendant and Wardens duly elected and qualified shall, during their term of service, severally and respectively, be vested with all the powers of Trial Justices in this State, in matters criminal, within the limits of said town; that the Intendant shall, as often as occasion may require, summon the Wardens to meet him in Council, a majority of whom shall constitute a quorum for the transaction of business, and shall be known as the Town Council of Donalds; and they and their successors in office shall have a common seal; and shall have power and authority to appoint, from time to time, such and so many proper persons to act as Marshals and Constables as they shall deem expedient and proper, which officers shall have all the powers and privileges, and be subject to all the duties, penalties, and regulations prescribed by the laws of this State for the office of Constable; and the Intendant and Wardens, in Council, shall have power and authority, under their corporate seal, to ordain and establish all such rules and by-laws and ordinances respecting streets, ways, public wells, springs of water, markets, and police of said town, and for preserving health, peace, order, and good government within the same, as they may deem expedient and proper; and the said Council may affix fines for offenses against such by-laws and ordinances, and appropriate the same to the use of the corporation; but no fine shall exceed fifty dollars. All fines may be collected by an action for debt before a proper tribunal.

To have pow-  
ers of Trial  
Justices.Meetings of  
Council.

Name.

Seal.

Marshals.

By-laws and  
ordinances.

Fines.

A. D. 1884.

Sentences.

Prisoners  
to work on  
streets.

SEC. 5. The said Intendant may sentence persons convicted of violation of any of the ordinances of said town to fine or imprisonment not exceeding thirty days in the alternative, as may be provided; and any person sentenced to imprisonment, directly or in consequence of failure to pay the fine imposed, shall, during their term of imprisonment, be required to work upon the streets of said town at the rate of one day for each dollar of fine so imposed, unless they be expressly exempted therefrom in the sentence pronounced by the said Intendant.

Nuisances.

SEC. 6. That the said Council shall have power to abate or remove nuisances within the limits of said town, and also to classify Public duties. and arrange the inhabitants liable to public duty, and require them to perform such duty as occasion may require, and enforce the performance of the same under the same penalties as are now or hereafter may be established by law: *Provided, always, nevertheless,* That the said Town Council shall have power to compound with the person liable to perform such duty under such terms as they shall by ordinance establish.

Streets.

SEC. 7. That it shall be the duty of the Intendant and Wardens to keep all the streets and ways in the limits of said town open and in good order, and for that purpose they are hereby invested with all the powers and privileges granted by law to the County Com-

Neglect of missioners within the limits of said town, and for neglect of duty they shall be liable to the same pains and penalties imposed by law

Exemptions upon County Commissioners for like neglect; and they are hereby from road and other duties. individually exempt from the performance of road and public duty, and the inhabitants of said town are hereby exempt from road duty without the limits of said corporation.

Compounding for street work. SEC. 8. That the said Intendant and Wardens shall have power to compound with persons liable to work on the said streets and ways, and to release such persons as may desire it, upon the payment of such sum of money as they may deem a fair equivalent therefor, to be applied by them to the use of the corporation.

To hold, sell,  
&c. property. SEC. 9. That the said Town Council of Donalds shall also be empowered to retain, possess, and enjoy all such property as they may be possessed of or entitled to, or which shall hereafter be given, bequeathed to, or in any manner acquired by them, and to sell, alien, or in any way transfer the same or any part thereof: *Pro-  
vided, The amount of property so held or stock invested shall in no  
case exceed the sum of twenty thousand dollars.*

Tax.

SEC. 10. That the said Town Council shall have power to impose an annual tax upon all real and personal property within the

limits of said town: *Provided*, Said tax does not exceed the sum of fifteen cents on the one hundred dollars. A. D. 1884.

SEC. 11. That the Intendant and Wardens of the town of Donalds shall have power to regulate sales at auction within the limits of said town and grant licenses to auctioneers: *Provided*, That nothing herein contained shall extend to sales by or for Sheriffs, Clerks of Court, Masters, Judges of Probate, Coroners, Executors, Administrators, Assignees, or by any other person under the order of any Court or Magistrate. Sales at auction. Proviso.

SEC. 12. That the Intendant and Wardens shall have power and authority to require all persons owning a lot or lots in said town of Donalds to keep in repair the sidewalks adjacent to their lots respectively, and for default in this matter shall have power and authority to impose a fine not exceeding fifteen dollars. Sidewalks.

SEC. 13. That the sale or vending of any spirituous, malt, or intoxicating liquors in any quantities within the corporate limits of the said town is hereby prohibited, and the said Town Council shall have no power or authority to grant a license for that purpose. Sale of liquors prohibited.

SEC. 14. The Clerk of the Court of Common Pleas for Abbeville County shall appoint the Managers for the first election to be held under this Act, and shall give two weeks' notice of such election, by publication in one or more of the newspapers published in Abbeville County. First election.

SEC. 15. That this Act shall be deemed a public Act in all Courts of justice and shall continue in force until repealed. Public Act.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. **AN ACT TO MAKE APPROPRIATIONS TO MEET THE ORDINARY EXPENSES OF THE STATE GOVERNMENT FOR THE FISCAL YEAR COMMENCING NOVEMBER 1ST, 1884.**

*Amount appropriated for ordinary expenses of State Government.* **SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the ordinary expenses of the State Government for the fiscal year commencing November 1st, 1884, as is more specifically indicated in the several succeeding Sections of this Act, that is to say :

**EXECUTIVE DEPARTMENT.**

*For expenses of Executive Department.* **SEC. 2.** That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Executive Department, as follows :

*Governor and his office.* 2. For the salary of the Governor, thirty-five hundred dollars; for the salary of the Governor's Private Secretary, fifteen hundred dollars; for the salary of the Governor's Messenger, four hundred dollars; for the contingent fund of the Governor for rewards and other purposes, four thousand dollars; for stationery and stamps for the Governor, two hundred and fifty dollars.

*Lieutenant Governor.* 3. For the salary of the Lieutenant Governor, one thousand dollars.

*Secretary of State's department.* 4. For the salary of the Secretary of State, twenty-one hundred dollars; for the salary of the Clerk of the Secretary of State, fifteen hundred dollars; for the contingent fund of the Secretary of State, two hundred and fifty dollars; for stationery and stamps for the Secretary of State, three hundred dollars.

*Comptroller General's department.* 5. For the salary of the Comptroller General, twenty-one hundred dollars; for the salary of the Chief Clerk of the Comptroller General, fifteen hundred dollars; for the salary of the Bookkeeper of the Comptroller General, fifteen hundred dollars; for the contingent fund of the Comptroller General, three hundred and fifty dollars; for stationery and stamps for the Comptroller General, two hundred and fifty dollars; for printing for the Comptroller General, two hundred dollars; for the use of the Comptroller General in examining the books, papers, and accounts pertaining to the offices of the Auditors and Treasurers of the respective Counties, as required in Section 224 of the General Statutes, eight hundred dollars, if so much be necessary, to be paid upon the warrant of the Comptroller General, who shall file as vouchers itemized

statements of the actual expenses incurred in each inspection, sworn to by the party making the inspection.

A. D. 1884.

6. For the salary of the State Treasurer, twenty-one hundred dollars; for the salary of the Chief Clerk of the State Treasurer, fifteen hundred dollars; for the salary of the Bookkeeper (Loan Department) of the State Treasurer, fifteen hundred dollars; for the salary of the general Bookkeeper of the State Treasurer, fifteen hundred dollars; for the contingent fund of the State Treasurer, two hundred and fifty dollars; for stationery and stamps for the State Treasurer, two hundred and fifty dollars; for extra clerical services in the office of the State Treasurer, five hundred dollars, if so much be necessary, to facilitate the payment of interest on the public debt.

State Treasurer's department.

7. For the salary of the State Superintendent of Education, twenty-one hundred dollars; for the salary of the Clerk of the State Superintendent of Education, twelve hundred dollars; for the contingent fund of the State Superintendent of Education, two hundred dollars; for stationery and stamps for the State Superintendent of Education, one hundred and fifty dollars; for printing books and blank forms for the use of the public schools, eight hundred dollars; for the traveling expenses of the State Superintendent of Education and the State Board of Examiners, and board of the members of said Examining Board, three hundred dollars, if so much be necessary: *Provided*, That an itemized statement of such expenses be kept by the State Superintendent of Education and reported by him to the next General Assembly.

Superintendent of Education's department.

8. That the sum of fifteen hundred dollars, if so much be necessary, be, and the same is hereby, appropriated for the purpose of conducting Normal Institutes during the year 1885, under the supervision of the State Superintendent of Education, to be paid by the State Treasurer on the order of the State Superintendent of Education, upon the warrant of the Comptroller General, and the said State Superintendent of Education shall account for the proper disbursement thereof by filing proper vouchers with the Comptroller General before the meeting of the General Assembly in November, (1885) eighteen hundred and eighty-five.

Normal Institutes.

9. For the salary of the Adjutant and Inspector General, fifteen hundred dollars; for the salary of the Clerk of the Adjutant and Inspector General, twelve hundred dollars; for the salary of the State Armorer, five hundred dollars; for the salary of the Ordnance Sergeant of the State, four hundred dollars; for the contingent fund of the Adjutant and Inspector General, one hundred and fifty dollars; for stationery and stamps for the Adjutant and Inspector

Adjutant and Inspector General's department.

A. D. 1884.Appropriation  
to military  
companies.Ante 457.Attorney  
General's de-  
partment.Counsel to be  
employed for  
State only by  
Attorney Gen-  
eral.Exception.State Libra-  
rian.State House  
Keeper and  
Grounds.Watchmen.Janitor.

General, one hundred and fifty dollars; for purchasing arms, equipments, for collecting arms, freight, advertising, printing, the expenses of inspections, purchasing missing parts of arms and ammunition, two thousand dollars, if so much be necessary.

10. For the purpose of assisting companies to maintain their organization, fourteen thousand dollars, to be disbursed by the Adjutant and Inspector General in accordance with the provisions of Section 2 of an Act entitled "An Act to amend the Militia Laws of the State," approved December 24, A. D. 1883, if so much be necessary, to be paid on the order of the Adjutant and Inspector General upon the warrant of the Comptroller General.

11. For the salary of the Attorney General, twenty-one hundred dollars; for the salary of the Assistant Attorney General, fifteen hundred dollars; for the contingent fund of the Attorney General, two hundred dollars; for stationery and stamps for the Attorney General, sixty dollars; for the expenses of litigation, four thousand

dollars, if so much be necessary; and the Attorney General is hereby authorized and required to conduct all litigation which may be necessary for any of the departments of the State Government or any of the Boards connected therewith, and all such Departments or Boards are hereby forbidden to employ any counsel for any purpose except through the Attorney General and upon his advice: *Provided*, That this provision shall not apply to suits pending prior to December 23d, 1882.

12. For the salary of the State Librarian, six hundred and twenty-five dollars; for the contingent fund of the State Librarian, two hundred dollars; for stationery and stamps for the State Librarian, two hundred dollars.

13. For the salary of the State House Keeper, five hundred dollars; for the contingent fund of the State House Keeper for repairs on State House, three hundred dollars; for the purchasing tools and implements and for work on the State House grounds, two hundred dollars, if so much be necessary.

14. For the salary of two Watchmen for the State House, eight hundred dollars.

15. For the salary of the Janitor of the State House, one hundred and sixty dollars.

#### JUDICIAL DEPARTMENT.

Appropria-  
tion for Judi-  
cial Depart-  
ment.

SEC. 3. 1. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Judicial Department, as follows:

2. For the salary of the Chief Justice, four thousand dollars; <sup>A. D. 1884.</sup> for the salary of two Associate Justices, seven thousand dollars. <sup>Justices</sup>
3. For the salary of the eight Circuit Judges, twenty-eight <sup>of Supreme</sup> thousand dollars; for the salary of the eight Circuit Solicitors, <sup>Circuit</sup> twelve thousand five hundred dollars. <sup>Judges and Solicitors.</sup>
4. For the salary of the Clerk of the Supreme Court, one thousand dollars; for the salary of the State Reporter, one thousand dollars; for the salary of the Librarian of the Supreme Court and other officers to be appointed by the Supreme Court, twelve hundred and fifty dollars; for the contingent fund of the Supreme Court, five hundred dollars; for the purchasing of books for the Supreme Court Library, one thousand dollars. <sup>Clerk of Supreme Court, Reporter and other officers.</sup> <sup>Contingent fund and books.</sup>
5. For purchasing one hundred copies each of the 22d and 23d <sup>Purchase of S. C. Reports.</sup> volumes of the Supreme Court Reports, nine hundred dollars.

## HEALTH DEPARTMENT.

SEC. 4. 1. That the following sums, if so much be necessary, <sup>Appropriation</sup> be, and the same are hereby, appropriated to meet the expenses of <sup>for Health Department.</sup> the Health Department, as follows :

2. For the salary of the Quarantine Officer of Charleston, <sup>Quarantine at Charleston.</sup> eighteen hundred dollars; for the expense of maintaining the Quarantine Station, Charleston Harbor, one thousand dollars.
3. For the salary of the Quarantine Officer of St. Helena, eight <sup>St. Helena.</sup> hundred dollars; for expenses of Quarantine Station at St. Helena, one hundred and fifty dollars.
4. For the salary of the Quarantine Officer of Port Royal, eight <sup>Port Royal.</sup> hundred dollars; for expenses of Quarantine Station at Port Royal, three hundred dollars; for the Keeper of the Hospital Buildings at Port Royal Harbor, two hundred dollars.
5. For the salary of the Quarantine Officer of Georgetown, five <sup>Georgetown.</sup> hundred dollars; for expenses of Quarantine Station at Georgetown, one hundred and fifty dollars.
6. For the salary of the Keeper of the Lazaretto, four hundred <sup>Keeper of Lazaretto.</sup> dollars.
7. For the purpose of preventing the introduction and spread of <sup>To prevent cholera.</sup> cholera, two thousand dollars, if so much be necessary.
8. For the purpose of carrying out the provisions of the Act <sup>Miscellaneous.</sup> establishing a State Board of Health, two thousand dollars.

That the various amounts specified in this Section of this Act shall be paid upon the application of the Chairman of the State Board of Health on the warrants of the Comptroller General.

## STATUTES AT LARGE

A. D. 1884.

## TAX DEPARTMENT.

Appropriation for Tax Department. SEC. 5. 1. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Tax Department, as follows:

County Auditors. 2. For the salaries of the County Auditors, twenty-one thousand nine hundred dollars.

Printing books, &c. 3. For printing books, etc., for County Auditors and Treasurers, two thousand five hundred dollars, if so much be necessary.

Deficiencies in certain Counties. 4. For the deficiencies in the salaries of the County Auditors for the fiscal year commencing November 1st, 1883, in the Counties of Aiken, Anderson, Barnwell, Beaufort, Berkeley, Edgefield, Richland, Spartanburg, and York, nine hundred dollars.

## SOUTH CAROLINA UNIVERSITY.

Appropriation for University. SEC. 6. 1. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the South Carolina University, to wit:

Insurance and repairs. 2. For the payment of the insurance and repairs on the University buildings, two thousand dollars, to be paid on the application of the Board of Trustees upon the warrants of the Comptroller General.

Librarian. 3. For the salary of the Librarian of the South Carolina University, five hundred dollars.

Schools in University at Columbia. 4. For the purposes of the schools in the South Carolina University at Columbia, to be used in the manner prescribed by law, fifteen thousand dollars, to be paid upon the application of the Board of Trustees of the University of South Carolina, on the warrants of the Comptroller General.

Citadel Academy. 5. For the support of the beneficiary cadets at the Citadel Academy, twenty thousand dollars, to be paid upon the warrants of the Comptroller General, issued upon the requisition of the Chairman of the Board of Visitors of the said Academy.

Insurance on Citadel. 6. For the payment of insurance on the Citadel buildings, four hundred dollars, if so much be necessary.

## PENAL AND CHARITABLE INSTITUTIONS.

Appropriation for penal and charitable institutions. SEC. 7. 1. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Penal and Charitable Institutions, as follows:

*South Carolina Penitentiary.*

A. D. 1884.

2. For the salary of the Superintendent of the Penitentiary, twenty-one hundred dollars; for the salary of the Captain of the Guard, twelve hundred dollars; for the salary of the Physician of the Penitentiary, to be appointed by the Superintendent, twelve hundred dollars; for the salary of the Chaplain of the Penitentiary, who shall be appointed by the Superintendent, six hundred dollars; for the salary of the Clerk of the Penitentiary, twelve hundred dollars; for which amounts the Comptroller General is authorized and directed to issue his warrants, any law to the contrary notwithstanding. That the balance of five hundred and sixty-five 48-100 dollars as reported in the hands of the Board of Directors of the South Carolina Penitentiary on October 31st, 1884, together with all other amounts received or to be received from the hire of convicts or from any other source during the current fiscal year, be, and the same are hereby, appropriated for the support of the Penitentiary and for the other purposes hereinafter indicated, and for any purposes required by law which are not herein indicated. For the per diem and mileage of the Directors of the South Carolina Penitentiary, each of whom shall be entitled to receive five dollars per diem for each day of actual attendance on the meetings of said Board, and five cents per mile for the actual distance traveled by the most direct route going to and returning from the home of said Director to the place of meetings of said Board, and the Annual Report of the Superintendent of the South Carolina Penitentiary shall contain, in a separate account, an itemized statement of the amount expended for account of said per diem and mileage, showing the amount paid to each Director on each of said accounts, twelve hundred dollars, if so much be necessary. For the support of the Penitentiary, so much as may be necessary; for enclosing and heating South wing of prison, seven thousand five hundred dollars, if so much be necessary; for continuing work on North wing of prison, five thousand dollars, if so much be necessary; for building officers' and guard quarters, five thousand dollars, if so much be necessary; for the erection of new factory building, five thousand dollars, if so much be necessary; for brick yard machinery, two thousand five hundred dollars, if so much be necessary; for building new stables and quarters for stock, fifteen hundred dollars, if so much be necessary; for purchasing ammunition, one hundred and fifty dollars, if so much be necessary. That the Board of Directors of the South Carolina Penitentiary are hereby required to turn over on the thirty-first day of

Directors.

Buildings.

Unexpended balances.

## STATUTES AT LARGE

A. D. 1884.

October, 1885, to the State Treasurer any and all unexpended balances of the appropriations hereinbefore made for support, building, purchase of machinery and of ammunition, &c., together with the balance of the net earnings remaining in their hands, after first subtracting the sum of ten thousand dollars, which they are hereby authorized to retain in their hands to await the further action of the General Assembly. The said Board of Directors are hereby required to collect and pay over to the State Treasurer, as soon as collected, the outstanding credits reported as available assets on 31st October, 1884.

*South Carolina Lunatic Asylum.*

**State Lunatic Asylum.** 3. For the salary of the Superintendent and Physician of the Lunatic Asylum, three thousand dollars; for the per diem and mileage of the Board of Regents of the Lunatic Asylum, (each of whom shall be entitled to receive five dollars a day for each day actually engaged in attending the meetings of the said Board, and a mileage of five cents per mile for each mile actually traveled,) two thousand dollars, if so much be necessary; for the current expenses in support of the Lunatic Asylum, ninety thousand dollars, to be paid on the application of the Superintendent, approved by the Board of Regents, upon the warrant of the Comptroller General. For the completion of what is to be designated as the Centre Building of the Lunatic Asylum, eighteen thousand four hundred and twenty-two 73-100 dollars; for furnishing Centre Building and rear extension, four thousand seven hundred dollars; for insurance on buildings, three thousand dollars. The Superintendent and Board of Regents of the Lunatic Asylum are hereby required to make an exhibit of the sums paid each month for the various purposes above set forth, together with the name of the person to whom paid, (including persons on the pay roll,) and purpose for which the same is paid, and that each item shall be referred to by the number of the voucher for the same.

*Deaf and Dumb and the Blind Asylum.*

**Deaf, Dumb, and Blind Asylum.** 4. For the support of the Deaf and Dumb and the Blind Asylum, ten thousand dollars, if so much be necessary; for repairs to buildings and grounds, five hundred dollars, if so much be necessary; for insurance, three hundred and eighty-five dollars; for completing and furnishing West wing to building, six thousand dollars, if so much be necessary, in accordance with the Act approved December 24th, 1883.

Buildings.

Ante p. 651.

*Catawba Indians.*

A. D. 1884.

5. For the Catawba Indians, eight hundred dollars, to be paid on the application of the Agent upon the warrant of the Comptroller General: *Provided*, That the said Agent before receiving said warrant enter into bond in the sum of sixteen hundred dollars, with surety to be approved by the Governor, for the faithful discharge of his duty in the disbursement of any funds which hereafter may come into his hands.

Catawba Indians.

Agent to give bond.

## MISCELLANEOUS.

SEC. 8. 1. That the following sums, if so much be necessary, be appropriated for miscellaneous purposes, and the same are hereby, appropriated for miscellaneous expenses, namely:

2. For the Civil Contingent Fund, fifteen hundred dollars, to be paid on the order of the Governor upon the warrants of the Comptroller General.

3. For the aid of the State Agricultural and Mechanical Society of South Carolina, twenty-five hundred dollars, to be paid on the application of the President of said Society, upon the warrant of the Comptroller General.

4. For the purposes of an Act entitled "An Act to provide for the payment of water used in the public institutions of the State located in Columbia," approved February 9, 1882, one thousand dollars, to be paid on the warrants of the Comptroller General, issued in accordance with the provisions of said Act.

5. To pay the expenses of the Committee appointed to examine the books of the State Treasurer for the fiscal year ending October 31, 1884, one hundred and forty-four dollars.

6. To pay the expenses of the Committee appointed to examine the books of the State Treasurer for the two years preceding 1882, two hundred and fifty-two dollars.

7. For the purpose of aiding the South Carolina Historical Society in publishing certain papers collected by said Society relating to the past history of the State, three hundred dollars, to be paid on the application of the President of the said Society upon the warrant of the Comptroller General.

8. For the salaries of the Supervisors of Registration, ten thousand two hundred dollars, if so much be necessary: *Provided*, That the said Supervisors shall be paid monthly, as follows; that is to say, from the first day of November, 1884, to the first day of March, 1885, at the rate of five hundred dollars per annum; and

Water in public buildings.

17 Stat., 944.

Committee to examine State Treasurer's books.

The same.

South Carolina Historical Society.

Registration.

A. D. 1884. from the first day of March, 1885, to the first day of November, 1885, at the rate of two hundred dollars per annum.

College of Electors. 9. To pay the expenses of the College of Electors of the State, two hundred and ninety-two 20-100 dollars.

Consolidation of bonded debt. 10. For defraying the expenses of the continuance of the consolidation of the bonded debt of the State as provided by law, one thousand dollars, if so much be necessary, the same to be paid on the application of the State Treasurer, upon the warrants of the Comptroller General.

Governor's Mansion. 11. For repairs and improvements to and furniture for the Governor's Mansion, and for insurance and lighting, seven hundred dollars, if so much be necessary, to be paid on the order of the Governor upon the warrant of the Comptroller General.

Claims. 12. To pay the claims passed by the General Assembly at its regular session of 1884, five thousand dollars, if so much be necessary.

Amounts appropriated at present session. 13. To cover the amounts appropriated by the several Acts and Joint Resolutions passed by the General Assembly at its regular session of 1884, three thousand dollars, if so much be necessary.

Public printing. 14. To pay for the public printing of this fiscal year, fifteen thousand dollars, if so much be necessary.

Roll of Troops. 15. For the continuance by the Adjutant and Inspector General of the preparation of rolls of troops furnished by the State of South Carolina to the army of the Confederate States and of the militia of the State in active service during the war between the Confederate States and the United States, twelve hundred dollars; of which the Adjutant and Inspector General shall receive five hundred dollars for his extra services, and the balance, if so much be necessary, to be used to purchase stationery and postage, and for printing and clerk hire in connection with said work.

Artificial limbs. 16. To pay the cost of providing artificial limbs for the soldiers of this State who lost legs or arms, or who were permanently disabled in their legs or arms, nine thousand dollars, if so much be necessary, the said amount to be paid in accordance with the provisions of an Act entitled "An Act to provide artificial limbs for all soldiers of the State who lost their legs or arms, or who have been permanently disabled, &c.," approved December 17, 1881.

Railroad Commission. 17. For the salaries of the Railroad Commissioners, six thousand three hundred dollars; for the Clerk of the Railroad Commissioners, twelve hundred dollars; for rent of office, if so much be necessary, four hundred dollars; and three hundred and fifty dollars to pay the contingent expenses of the office for the year 1885, if so much be necessary; to be advanced by the State until the same

17 Stat., 563.

shall have been collected from the railroad companies of this State in the manner prescribed by law, and when collected the same shall be replaced in the State Treasury.

A. D. 1884.

#### INTEREST ON THE VALID DEBT OF THE STATE.

SEC. 9. That the sum of three hundred and ninety-one thousand three hundred and thirty-seven dollars (if so much be necessary) be, and the same is hereby, appropriated to pay the interest on the valid debt of the State which shall mature and become payable on the first day of January and on the first day of July in the year 1885, and for unpaid interest payable in prior years, that is to say:

Appropriation to pay interest on valid debt.

1. To pay the coupons and interest to mature and become payable as aforesaid on the deficiency bonds and stocks of the State which have been or may be issued under an Act entitled "An Act to provide for the settlement of the unfunded debt of the State incurred before the 1st November, 1876," and the Acts amending the same.

Coupons and interest on deficiency bonds and stocks.

16 Stat., 555.

2. To pay the interest to mature and become payable as aforesaid on the State stock issued to the Board of Trustees of the South Carolina University for the benefit of the Agricultural College, under an Act approved 23d December, 1879.

State stock of Agricultural College.

17 Stat., 86.

3. To pay the coupons and interest to mature and become payable as aforesaid on all valid consolidated bonds and stocks of the State now outstanding, and on all such bonds and stocks which may be hereafter issued under any Acts of the General Assembly which may provide for said issue.

Coupons and interest on valid consolidation bonds and stocks.

17 Stat., 86.

SEC. 10. That the amounts specified in the several preceding Sections of this Act for salaries and clerical services shall be paid in monthly installments, and shall be paid upon the warrants of the Comptroller General; and the amounts specified for contingent funds and stationery, as shall be required, shall be paid upon the warrants of the Comptroller General, on the application of the various officers entitled to the same: *Provided*, That the accounts and vouchers upon which said applications are made shall be filed with the Comptroller General, before issuing his warrants on the State Treasurer for the same; and that for the amount required by the various officers for the purchase of stamps, the Comptroller General is hereby authorized to issue his warrants to said officer.

Salaries to be paid monthly.

Vouchers to be filed.

SEC. 11. That the moneys hereinbefore set apart to be used as contingent funds and for other purposes by the various officers of the State Government shall be duly accounted for; and such officer shall make a detailed statement of the disposition made thereof to

Moneys to be accounted for by public officers.

A. D. 1884. the General Assembly, at the next regular session, on or before the first day of December, A. D. 1885: *Provided*, That no officer No contract to exceed the authorized to make contracts or draw funds from said appropriations shall expend, or make contracts for expending, more than appropriation. has been specified for any purpose by this Act.

When to take effect. SEC. 12. That this Act shall take effect from and immediately after its approval.

Repealing clause. SEC. 13. That all Acts and Joint Resolutions, or parts of Acts and Joint Resolutions, inconsistent or conflicting with the provisions of this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, 1884.

HUGH S. THOMPSON,  
Governor.

No. 498. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE CITY OF ANDERSON," APPROVED THE 9TH DAY OF FEBRUARY, 1882.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 11 of an Act entitled "An Act to incorporate the city of Anderson," approved the 9th day of February, 1882, be, and the same is hereby, amended so as to read as follows:

Section 11 as amended. SECTION 11. That the said city be, and they are hereby, authorized annually to require the payment of such reasonable sum or sums of money as a license tax by any person or persons, or corporation, engaged or intending to engage in any calling, business, profession, or occupation, in whole or in part, within the limits of the city of Anderson, except those engaged in the calling or profession

Licenses on business.

of teachers or minister of the Gospel ; that the said City Council are hereby authorized to pass such ordinances as are necessary to carry the purposes of this Section into full effect, and to provide for the punishment of all delinquents thereunder. And the said City Council shall have power to impose an annual tax on all real estate lying within the corporate limits, and on personal property owned and held within the same, including bonds and stocks of banks and insurance companies, and other corporations, the real estate of churches and school associations and the Anderson Agricultural Fair Association excepted ; and for that purpose they shall appoint three freeholders residing therein to assess the value of the said real estate, upon oath, and return the assessment within one month to said Council for taxation ; and the said Council shall have power to fill any vacancy arising from any cause on the said Board of Assessors. The City Council shall have power to regulate the price of licenses upon all public shows and exhibitions in said city ; to erect a powder magazine, and to compel every person holding more than twenty-five pounds of powder at one time to store the same therein, and to make regulations for rates of storage thereof, and for keeping and storing the same : *Provided*, That no license for any circus shall be granted for a less sum than three hundred dollars by the said City Council. They shall have power and authority to organize, equip and control a fire department for the protection of the said city in such way as they may deem necessary. And the said City Council shall have power to enforce the payment of all taxes and assessments levied under the authority of this Act, against the property and persons of defaulters, to the same extent and in the same manner as is provided by law for the collection of the general State tax, except that the execution to enforce the payment of the city taxes shall be issued under the seal of the said corporation and directed to the Chief of Police, or other persons especially appointed by the said Council to collect the same ; and all property upon which a tax shall be levied and assessed shall be liable for the payment thereof in preference to all other debts due by the person owning the same at the time of assessment, except debts due the State, which shall be first paid ; such preference shall exist during the year in which said tax is payable and for two years thereafter, and after the lapse of said two years shall not exist to the prejudice of liens existing on such property at the date of the levy of such tax. The said moneys, together with all other moneys collected by the authority of the provisions of this Act and the ordinances passed in conformity thereto, from whatever source

A. D. 1884.

Tax.

Board of Assessors.

License on shows.

Powder.

Circus license.

Fire department.

Enforcement of payment of taxes.

Lien.

To be paid into the treasury.

A. D. 1884. said moneys may arise, shall be paid into the treasury of said city for the use of the corporation.

17 Stat., 980. SEC. 2. That Section 18 of the said Act be, and the same is hereby, stricken out and the following be inserted in lieu and stead thereof, to be known as Section 18 of said Act:

Section 18 as amended. SECTION 18. That the said City Council shall have power to borrow money for the public use of the corporation, by issuing from time to time, as occasion may require, the bonds of the said corporation, bearing interest at a rate not exceeding seven per centum per annum, to be paid semi-annually; and for the payment of the interest and the ultimate redemption of the principal according to the terms of the loan the said corporation shall be at all times liable: *Provided*, The bonded debt so incurred shall not at any

Limit. To be paid by annual tax. time exceed the sum of fifty thousand dollars: *And provided*, That the property of the inhabitants of said city shall be bound for the redemption of said loan in no other way than by the imposition of

Election. an annual tax according to the provisions of this Act: *And provided, further*, That a majority of the qualified electors of said city shall first vote in favor of issuing said bonds at an election to be held for that purpose, of which the City Council shall give at least

Petition. fifteen days' previous public notice: *And provided, further*, That a majority of the owners of real estate in said city shall first petition said City Council to order said election.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**A N ACT REQUIRING ALL CONVICTS HIRED FROM THE PENITEN-**  
**TIARY TO BE AND REMAIN UNDER A SWORN OFFICER AND**  
**GUARDS APPOINTED BY AND RESPONSIBLE TO THE SUPERIN-**  
**TENDENT OF THE PENITENTIARY, AND REGULATING THE**  
**HIRING OF SUCH CONVICTS.**

A. D. 1884.

No. 499.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the following be inserted in the General Statutes, to be known as Section 2732a, to wit:

SECTION 2732a. No convicts shall be hired out as provided in the foregoing Sections unless such convicts shall be and remain under the supervision of a sworn officer and guards appointed by the Superintendent of the Penitentiary; and every contract shall specify the hours of labor, and the time occupied in going to and returning from work shall be taken as a part of the hours making the day's work, and no convict so hired out shall be punished except by such officer. The pay allowance and rations of such officer and guards shall be included in the hire of the convicts and shall be paid and supplied by the person hiring them; the amount of pay of such officer and guards to be paid by the person hiring convicts monthly in advance to the Superintendent of the Penitentiary, to be by him paid to such officer and guards, such officer and guards to be responsible to the Superintendent of the Penitentiary, and to hold their offices subject to removal by the Superintendent; that the Directors of the Penitentiary shall rescind all contracts now in existence at the earliest day they can, and in every new contract enforce the provisions of this Section, and shall hire no convict to be employed at any work or at any place until the physicians of the Penitentiary shall have declared in writing such work and place to be reasonably safe and healthy. The Superintendent and Directors of the Penitentiary shall prescribe the rules and regulations to be observed by said officer and guards in all cases.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

A. D. 1884. AN ACT TO INCORPORATE THE SANDY RUN AND ST. MATTHEW'S  
 TRAMWAY COMPANY.

**Corporators.** SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That D. J. Knotts, W. F. Rast, J. H. Hydrick, L. A. Zeigler, R. D. P. Rucker, and D. L. Hildebrand, A. J. Hydrick, J. H. W. Hydrick, J. E. J. Wannamaker, J. A. J. Hildebrand, E. H. Graves, and their associates, successors, and assigns, are hereby created a body politic and corporate, under the corporate name of the Sandy Run and St. Matthew's Tramway Company, for the purpose of constructing a tram road to run by the most direct practical route from St. Matthew's, on the South Carolina Railroad, in Orangeburg County, to Andrew Chapel Church, and thence to Blackville Road near Sandy Run Baptist Church, in Lexington County; and

**Name.—Purpose.** Name.—*Pur pose.* A corporation by such title shall have a corporate existence for the term of for 21 years.

**Rights and powers.** Rights and twenty-one years; and may sue and be sued, plead and be impleaded, in every proper Court of the State of South Carolina; and may have and use a common seal, which it may change and alter at pleasure; and shall be capable of purchasing, holding, using, leasing, and conveying estates, real, personal, and mixed, and other property, and of acquiring the same by gift or devise; and may make all necessary by-laws and regulations for its government not inconsistent with the laws of the State of South Carolina.

**Route.** SEC. 2. That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate a tram road extending from St. Matthew's, on the South Carolina Railroad, in Orangeburg County, to Andrew Chapel Church, and thence to Blackville Road, near Sandy Run Baptist Church, in Lexington County, by such route as shall be found most direct and practical: *Provided*, That the said track may be laid with wooden or iron rails.

**Rails.** SEC. 3. That the capital stock of said company shall be the sum of fifty thousand dollars divided in one thousand shares of fifty dollars each: *Provided, however*, That said company may be organized and proceed with their business when one hundred

**Capital stock.** Personal property. shares have been subscribed; and the said shares shall be personal property, transferable in such manner as the by-laws may direct;

**Subscriptions.** Subscriptions. and for the purpose of raising such capital stock it shall be lawful to open books of subscriptions at such times and places and under the direction of such persons as the said company may determine; and that the said subscription to the capital stock may be made in money, bonds, lands, material, and work at such rates as may be

agreed upon with the said company ; and the said tram road company shall have the power to mortgage its property and franchises and issue bonds on such terms and conditions and for such purposes and uses of said corporation as the President and Board of Directors may deem necessary.

A. D. 1884.  
May issue bonds and mortgages.

SEC. 4. That for the purpose of acquiring such lands or right of way as they may require for the location and construction of the said tram road, or for the erection or location of such depots, warehouses, stations, or other necessary establishments, or for extending or altering the same, the said company shall be entitled to the use and benefit of every process or proceeding provided by law for enabling any railroad in this State to obtain such lands or rights of way as they may require in cases in which the consent of the owners cannot be obtained.

SEC. 5. That the said company shall have the same exclusive right of transportation on their road which is possessed and enjoyed by any railway in the State ; and persons trespassing or intruding upon the said tram road shall be liable to all the penalties provided by law for the prevention of trespasses or intrusions upon any railway ; and any person who shall willfully destroy, damage, or obstruct the said way or any part thereof shall be liable to all the penalties to which persons willfully destroying, damaging, or obstructing any railroad are made liable by any law of the State.

SEC. 6. That the stockholders in said corporation shall be subject to the liability imposed upon stockholders in corporations other than railroad corporations by Section 1362 of the General Statutes.

SEC. 7. That this Act shall be deemed a public Act, and shall continue of force until it expires by its own limitation.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. **AN ACT TO FIX THE SALARY AND COMPENSATION OF THE  
COUNTY COMMISSIONERS OF BERKELEY COUNTY AND THEIR  
CLERK.**

*Pay of Commissioners.* SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Berkeley County shall in future receive the following salary and compensation for their services, to wit: That the Chairman of said Board of County Commissioners shall receive a salary of five hundred dollars per annum, and each of the other members of said Board shall receive a salary of three hundred and fifty dollars per annum; that the members of said Board shall be entitled to mileage for the number of miles actually traveled in the discharge of their official duties now allowed by law to County Commissioners, not exceeding five cents per mile.

*Mileage.*

*Pay of Clerk.* SEC. 2. That the Clerk of said Board shall receive a salary of three hundred and fifty dollars per annum and no other compensation of any kind whatsoever.

*Repealing clause.* SEC. 3. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 502. **AN ACT TO AUTHORIZE AND EMPOWER THE TOWN COUNCIL  
OF CAMDEN, S. C., TO ISSUE AND DISPOSE OF BONDS OF THE  
SAID TOWN TO PROVIDE FUNDS FOR BUILDING A NEW TOWN  
HALL.**

*May issue bonds up to \$15,000.* SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Town Council of Camden, So. Ca., be, and they are hereby, author-

ized and empowered to issue and dispose of negotiable bonds of the said town to the extent of fifteen thousand dollars, in sums of from one hundred to one thousand dollars each, bearing interest at the rate of seven (7) per cent. per annum, payable annually, and to become payable within from one to ten years from the issuance thereof, on the fifteenth (15th) day of March of any year designated therein. Said bonds, or their proceeds, to be applied to the purchase of a suitable site in the town of Camden, So. Ca., and the erection thereon of a suitable building for a town hall, in such manner as to the said Town Council may seem most expedient and for the best interests of said town.

A. D. 1884.

Interest.

To be used  
for town hall.

SEC. 2. That said Town Council are hereby authorized and empowered to levy an annual tax on all the taxable property of said town, not exceeding 5 mills upon the assessed value thereof, if the same be necessary, to provide for the payment of the principal and interest of said bonds as the same may fall due.

Tax for pay-  
ment.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE THE MUTUAL AID ASSOCIATION, No. No. 503.  
1, OF CHARLESTON, S. C.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That F. W. Wagener, Andrew Simonds, Henry G. Frazer, James Simons, Augustine T. Smythe, George L. Buist, A. C. Kaufman, J. Ancrum Simons, B. Mantoue, J. N. Nathans, A. Johnson, C. Wulbern, S. D. Hutson, Lewis Elias, W. G. Muckenfuss, C. D. Sigwald, F. W. Cappelmann, M. Quinlivan, W. K. Pelzer, J. C. Gradick, J. F. Witcofskey, Morris Harris, W. E. Milligan, J. E. Relyea, James

Corporators.

A. D. 1884.

Name.

Body corpor-  
rate.

Powers and  
rights.

Property.

Life insur-  
ance.

Public Act  
for 30 years.

Leonard, Robert Martin, G. H. Reynolds, and their associates, who have formed an association under the name of The Mutual Aid Association, No. 1, of Charleston, S. C., and their successors, shall be, and they are hereby declared to be, a body politic and corporate, under the name and style of The Mutual Aid Association, No. 1, of Charleston, S. C.

SEC. 2. That the said association shall have succession of officers and members according to its by-laws; and shall have power to make by-laws not repugnant to the laws of the land; to have, use, and keep a common seal, and the same to alter at will; to sue and be sued, plead and be impleaded, in any Court in this State; and to have and enjoy every right incident to incorporation. It is empowered to retain, possess, and enjoy all such property, real and personal, as it may now possess or be entitled to, or which shall hereafter be given, bequeathed to, or in any manner be acquired by it, and to sell, alien, or in any way transfer the same or any part thereof: *Provided*, The amount of property so held shall not exceed one hundred and fifty thousand dollars.

SEC. 3. That the said association shall have power to make by-laws providing for and regulating a system of life insurance among its members for the mutual benefit of the said members.

SEC. 4. That this Act shall be deemed a public Act, shall take effect from its passage, and shall continue in force for thirty years and until the final adjournment of the General Assembly meeting next thereafter.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO INCORPORATE THE NEW BRIGHTON HOTEL FERRY  
AND TELEGRAPH COMPANY.A. D. 1884.  
No. 504.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That John F. Burnham, Charles W. Denike, Abram Denike, and Charles A. Farrington, together with such persons who are or may be associated with them, and their successors, be, and are hereby, declared a body politic and corporate, under the name and style of the New Brighton Hotel Ferry and Telegraph Company, and under that name and style shall be, and are hereby, made capable to have, lease, purchase, and enjoy, and retain to their successors, lands, rents, tenements, goods, chattels, and effects, of whatsoever kind or quality, and the same to sell, alien, or dispose of; to sue or be sued, plead or be impleaded, answer and be answered, defend and be defended, in Courts of record or any other place whatsoever, and to have perpetual succession.

Incorporated.

Name.

Rights and powers.

SEC. 2. That in addition to the rights, privileges, and franchises conferred upon this company under the provisions of this Act, they shall also have authority and power, and they are hereby authorized and empowered, to build, construct, maintain, and run a ferry connecting Sullivan's Island with the city of Charleston, with full power and authority to build, erect, and maintain and lease a wharf or wharves on said Island, at such place or places, not exceeding two, as may be deemed practicable; and also with power and authority to erect, run, and maintain telegraphic communication between the city of Charleston and said Island, with the right to put up poles on said Island and elsewhere in the city of Charleston for such purposes to any practicable point on said Island:

To maintain ferry, wharves, &amp;c.

*Provided*, That work on said ferry shall be commenced within six months, and that said ferry shall be ready for the transportation of passengers and freight within twelve months from the passage of this Act: *Provided, also*, That daily communication shall be kept up by said ferry, with a steamboat or steamboats, between the city of Charleston and Sullivan's Island every day in the year, as follows:

Telegraph.

Proviso.

twice each day at least from the city to the Island and from the Island to the city, during the months of November, December, January, and February; three times a day at least in like manner for each day during the months of March, April, and October; and at least five times a day in like manner for every day in the other months of the year: *Provided, also*, That the rates of ferriage for

Number of trips required of the ferry boats.

passengers and of freight and layage for chattels shall not exceed

Rates of ferriage.  
16 Stat., 412.

A. D. 1884. the rates prescribed for the Mount Pleasant and Sullivan's Island Ferry Company.

By-laws. SEC. 3. That said corporation shall have power to make such by-laws for its government and direction as may be deemed necessary, to have and to keep a common seal and the same to alter at will, and to elect a President and Directors for said company, whose term of office shall be for one year, and until others are chosen, and which shall constitute a Board for the management of said company. In the election of President and Directors, and enacting such laws as may be necessary in conducting the business of said company, the issuing and transfer of shares and other matters, each stockholder shall be entitled to as many votes as he shall have shares, one vote for each share.

Capital stock. SEC. 4. The capital stock of said company shall be one hundred and fifty thousand dollars, with the privilege of increasing the same to two hundred thousand dollars by vote of the stockholders; said liability of stock shall be divided into shares of fifty dollars each; each stockholder shall be liable for the full amount of his stock and five per cent. in addition and no more.

When to take effect. SEC. 5. That this Act shall go into effect on and after its passage, repealing and all Acts or parts of Acts inconsistent with any of the provisions of this Act are hereby repealed.

In force for 30 years. SEC. 6. That this charter shall remain in force for thirty years unless sooner repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 505. AN ACT TO AMEND SECTION 2354 OF THE GENERAL STATUTES OF SOUTH CAROLINA, RELATIVE TO THE FILING AND RECORDING OF MECHANICS' LIENS.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 2354 of the General Statutes be amended by striking out the words

Gen. Stat., amend-  
ed.

"Clerk of the Court of Common Pleas" in the third and fourth lines of said Section and inserting in the place thereof the words "Register of Mesne Conveyance," and by striking out the word "Clerk" on the tenth line of said Section and inserting in the place thereof the word "Register," and by striking out the word "Provided" on the eleventh line of said Section, and all the words thereafter, and inserting in lieu thereof "the delivery to the Register for filing, as herein provided, shall be and constitute the delivery contemplated with regard to such liens in Section 1776 of the General Statutes." So that said Section thus amended shall read as follows:

**SECTION 2354.** Such liens shall be dissolved, unless the person desiring to avail himself thereof, within ninety days after he ceases to labor on or furnish labor or materials for such building or structure, files in the office of the Register of Mesne Conveyance of the County in which the same is situated a statement of a just and true account of the amount due him, with all just credits given, together with a description of the property intended to be covered by the lien, sufficiently accurate for identification, with the name of the owner or owners of the property, if known, which certificate shall be subscribed and sworn to by the person claiming the lien, or by some one in his behalf, and shall be recorded in a book kept for the purpose by the Register, who shall be entitled to the same fees therefor as for recording mortgages of equal length. The delivery to the Register for filing, as hereinbefore provided, shall be and constitute the delivery contemplated with regard to such liens in Section 1776 of the General Statutes.

**SEC. 2.** All Acts and parts of Acts inconsistent with this Act are hereby repealed.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

Section 2354  
as amended.  
Liens to be  
dissolved un-  
less statement  
be recorded.

Delivery.

Repealing  
clause.

A. D. 1884.  
No. 506.

**AN ACT TO CREATE TWO SCHOOL DISTRICTS OF THOSE PORTIONS  
OF BERKELEY AND COLLETON COUNTIES, RESPECTIVELY,  
WITHIN THE CORPORATE LIMITS OF THE TOWN OF SUMMER-  
VILLE.**

School district of Summerville.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That those portions of Berkeley and Colleton Counties lying within the corporate limits of the town of Summerville be, and the same are hereby, created special school districts in the respective Counties.

Trustees.

**SEC. 2.** That T. W. Stanland, W. George Gibbs, B. A. Muck-  
enfuss, W. A. Gammell, Jennings Perry, W. J. Vardell, and W. S.  
Hastie, and their successors, to be appointed under the provisions  
of this Act, be, and the same are hereby, constituted a Board of  
Trustees for each of said school districts.

Powers and  
duties of  
Board.

**SEC. 3.** That the said Board of Trustees shall have the following powers and duties: 1st. To discharge the duties of School Trustees, and to have all the powers, privileges, rights, and liabilities now possessed by and pertaining to School Trustees. 2nd. To determine the studies and class books to be used in the schools of said districts. 3rd. To elect and dismiss the teachers, to prescribe their duties and term of office, and to make rules for the government of the schools. 4th. To make an annual report of the schools in these districts to the Superintendent of Education on or before the first day of October in each year, to be forwarded through the office of the School Commissioner of Berkeley County. 5th. To take in charge and keep in order all buildings and other property belonging to or used for carrying on the schools of the districts herein created.

Vacancies,  
how filled.

**SEC. 4.** That all vacancies that may occur from any cause whatever in the Board of Trustees shall be filled by appointment, to be made by the State Superintendent of Education, whenever the same shall be reported to him by the School Commissioners, or a majority of them.

Chairman,  
Secretary and  
Treasurer.

**SEC. 5.** That the Board of Trustees shall elect from its members a Chairman, and also a Secretary and Treasurer.

Meetings of  
Board.

**SEC. 6.** That the Chairman shall call meetings of the Board whenever in his judgment it is necessary, or whenever three (3) members of the Board shall in writing request him so to do.

School Com-  
missioners of  
Berkeley and  
Colleton.

**SEC. 7.** That the School Commissioners of Berkeley and Colleton Counties shall have jurisdiction only over the schools and educational interests of their respective Counties not comprised within the corporate limits of the town of Summerville.

SEC. 8. The said school districts are also hereby authorized and empowered to levy on all real and personal property returned in their districts respectively a local tax not exceeding two (2) mills on the dollar in any one year to supplement the general tax for the support of schools, by the persons and in the mode following, to wit: The said Board of Trustees, if they deem it expedient, shall on or before the fifteenth day of February, 1885, and or before the same day in each succeeding year, call a meeting in either or both of said school districts, respectively, of all the legal voters living in each of the above named school districts and returning real or personal property therein: *Provided*, That public notice of said meetings, specifying the time, place, and object, shall be given at least ten days before said meeting, by posting the same in three conspicuous places in the said school districts, and by publishing the same at least twice in one of the newspapers having the largest circulation in said school districts. The persons answering the above designations, when thus assembled, shall appoint a Chairman and also a Secretary, adjourn from time to time, and decide what additional tax, if any, shall be levied. No tax thus levied shall be repealed at a subsequent meeting held within the same fiscal year. The Chairman of said meeting shall, within one week thereafter, notify the Chairman of said Board of Trustees and the County Auditors of Berkeley and Colleton Counties, respectively, of the amount of the tax thus levied, and the County Auditors, respectively, shall at once assess such tax on all real and personal property returned in said school district, and the County Treasurers, respectively, shall collect said tax with the other taxes for the same year, and said tax shall be liable to like process and penalties as defaulters for State and County taxes.

SEC. 9. The County Treasurer of the County of Berkeley and the County Treasurer of the County of Colleton shall hold all moneys arising from the constitutional school tax and poll tax to which each or either of said school districts may be entitled under the general provisions of law, or under the provisions of this Act, subject to the warrant of the Board of Trustees of the respective school districts.

SEC. 10. All moneys received by the County Treasurers from the local taxes herein shall be protected by the official bonds of the said Treasurers, and shall be paid out only on the warrants of the said Board of Trustees of the said school districts.

A. D. 1884.

Local tax.

Meeting of voters.

Powers of meeting.

Tax not to be repealed.

Notification to Auditors.

Assessment and collection of tax.

County Treasurers to hold tax subject to warrant of trustees.

Protected by bonds of Treasurers.

A. D. 1884.  
Repealing  
clause. SEC. 11. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 507. AN ACT TO AMEND AN ACT ENTITLED AN ACT TO INCORPORATE THE TOWN OF BLACK'S STATION, IN THE COUNTY OF YORK, ON THE AIR LINE RAILROAD.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That an Act entitled An Act to incorporate the town of Black's Station, in the County of York, on the Air Line Railroad, approved on the 21st day of March, A. D. 1876, be, and the same is hereby, amended by striking out the word "Station" wherever the same occurs in said Act, so that the said town shall be known hereafter as Blacks.

*Additional Section.* SEC. 2. That the said Act be, and the same is hereby; further amended by adding thereto another Section, to be known as Section 4, which shall read as follows:

*May require convicts to work on streets.* SECTION 4. That the Intendant and Wardens of said town be, and they are hereby, invested with the power to require all, or any, persons convicted before them of a violation of the ordinances of said town and sentenced to imprisonment, directly or in consequence of failure to pay any fine imposed, to work upon the public streets of said town for a period of time not exceeding the time for which they may now imprison such offenders; and the said Intendant and

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Wardens may appoint such officer, or officers, as they may deem necessary to carry out the provisions of this Section. A. D. 1884.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C: SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO REGULATE THE ADMISSION AND DISCHARGE OF No. 508.  
PATIENTS IN THE STATE LUNATIC ASYLUM.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That physicians examining persons, alleged to be insane, for admission to a Lunatic Asylum shall certify, under oath, that they are registered in accordance with the State law, that they have examined the person separately, and that they are not related by blood or marriage to said person; they shall also certify under oath that, to the best of their medical knowledge, the person they recommend for admission to the Lunatic Asylum are epileptics, idiots, or lunatics, incurable at home, and that they are violent or dangerous.

Physicians' certificates to be sent to Asylum.

SEC. 2. Physicians giving a certificate recommending the commitment to the Asylum of a person who is simply idiotic, epileptic, physically infirm, or mentally imbecile, unless such person is violent or dangerous, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in the discretion of the Court. Idiots, epileptics, &c., not to be sent unless violent.

SEC. 3. Any Probate Judge or Board of County Commissioners committing to the Asylum a person without a medical certificate conforming to the requirements of Section 1 of this Act shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in the discretion of the Court. Misdemeanor in committing officer.

A. D. 1884.

Inebriates,  
&c.

**SEC. 4.** Inebriates or persons addicted to the opium or chloral habit shall not be received in the Asylum for treatment, unless they are dangerous or violent, and then only as pay patients; and should any Probate Judge, Circuit Judge, or Board of County Commissioners commit such a person who is a beneficiary, the Board of County Commissioners of the respective Counties from which such persons are sent shall pay to the Superintendent or Treasurer of the Asylum, for the maintenance of said beneficiary, the same sum upon the same terms required for pay patients: *Provided, however,* That any inebriate or person addicted to the opium or chloral habit voluntarily making application to be admitted into the Asylum for treatment may, at the discretion of the Board of Regents, be received as a pay patient, but no such person shall be received or retained in the Asylum when the accommodations provided for patients shall be inadequate for the proper care and treatment of lunatics and others lawfully committed to the Asylum.

**Certain patients to be removed.** SEC. 5. County Commissioners or the municipal authorities of the city of Charleston failing or refusing to remove from the Asylum, after thirty days' due notice from the Superintendent thereof, a patient, a beneficiary from their County or their city as the case may be, who is simply physically or mentally infirm, or is a harmless imbecile, idiot, or epileptic, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in the discretion of the Court, and the bond of such Commissioners shall be liable for the fine.

**May remain as pay patients.** SEC. 6. In all cases where patients are discharged under the terms of this Act, it shall be lawful to retain them in the Asylum as pay patients.

**Repealing clause.** SEC. 7. All Acts or parts of Acts inconsistent with this Act are hereby repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO PROVIDE FOR THE EXEMPTION OF CERTAIN SECTIONS OF WILLIAMSBURG AND CLARENDON COUNTIES FROM THE OPERATION OF CHAPTER XXVII OF THE GENERAL STATUTES, RELATING TO THE GENERAL STOCK LAW.**

A.D. 1884.  
No. 509.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That so much of Lee's and Lake Townships, in Williamsburg County, and Motte's Township, in Clarendon County, as is now fenced off in a pasture, embracing in said pasture certain sections of said townships, be, and the same is hereby, exempt from the operation of Chapter XXVII of the General Statutes, relating to the General Stock Law, so long as the fence around such pasture is kept and preserved in a strong and substantial condition, five feet high. *Area exempted. For what length of time.*

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE BERKELEY COUNTY RAILWAY AND LUMBER COMPANY."** No. 510.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section second of an Act to incorporate the Berkeley County Railway and Lumber Company be amended by striking out the words "at or near Lenud's Ferry or the mouth of Echaw Creek," on the fifth and sixth lines of said Section, and substituting therefor the words: "South of Echaw Creek." So that said Section shall read:

That the said company shall have power and authority to build Route of road. and construct a railroad or tramway, from a point at or near

A. A., 1882, § 2, ante 103, amended.

## STATUTES AT LARGE

A. D. 1884. Cainhoy, on Wando River, or from a point on Cooper River, or Charleston harbor, to a point on the Santee River South of Echaw Creek, over such route as said company may determine to be most practicable.

Section 10, ante 105, amended. SEC. 2. That Section ten of the said Act be amended, by adding after the word "restrictions," on the fourth line of said Section, the words: "and also the right to connect, by ferry or ferries, from its lands in Berkeley County, with the city of Charleston." So that said Section shall read:

Ferry to Charleston. That said company shall have the right, when necessary, to construct the said road across or along any public road or water course under the usual restrictions, and also the right, when said road is completed and in operation, to connect, by ferry or ferries, from its

When to take effect. lands in Berkeley County, with the city of Charleston: *Provided*, The right to connect with the city of Charleston by such ferry do not go into effect until after the railroad hereinbefore provided for shall be built, so that said road shall be built before the right to such ferry shall enure to said corporation.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 511. AN ACT TO INCORPORATE THE NOTT GOLD MINING COMPANY OF SOUTH CAROLINA.

Name. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Incorporated. General Assembly, and by the authority of the same, That Charles D. Farrar, W. Blackburn Wilson, Jr., James Munro, William Munro, and such other persons as now are or may hereafter be associated with them, their successors and assigns, be, and they are hereby, constituted a body corporate and politic, by the name and style of the Nott Gold Mining Company, by which name and style they are hereby made capable in law to have, hold, purchase, receive, work, sell, mortgage, lease, enjoy and retain to them, their successors and

Powers.

assigns, lands, tenements, mines of all characters, and chattels, of whatever kind, as may be deemed by them most conducive to the objects and interests of said corporation, which are mining and working for gold and other minerals, and manufacturing the same, in Union County and other parts of the State of South Carolina, and of sending the same to market.

A. D. 1884.

Objects.

SEC. 2. That said corporation, by its title aforesaid, may sue and be sued, plead and be impleaded, in any Court of this State; make and use a common seal, altering the same at pleasure; establish, alter and amend such by-laws and regulations as shall be deemed proper by them, not in conflict with the Constitution or laws of this State or the United States.

Rights.

SEC. 3. That the capital stock of said corporation shall be twenty-five thousand dollars, with the right to increase the same, by a vote of a majority of the Directors, to any sum not exceeding two hundred and fifty thousand dollars; that the stock may be paid either in money or real estate or mining leases and machinery; the same to be divided into such number of shares as said corporation may determine, said shares to be assignable and negotiable under such rules as said corporation may prescribe.

Capital stock.

Shares, how  
paid for.

SEC. 4. That there shall be annual meetings of the stockholders, at such time and place as the Directors may designate, for the purpose of choosing a Board of Directors, to consist of not less than four nor more than nine, each of whom shall be a stockholder, and a President and other officers of said corporation, to manage its affairs.

Annual meet-  
ings.

Officers.

SEC. 5. That all the property, real and personal, of said company shall be liable for its debts, and the private property of the stockholders shall be liable for the debts of the company to the amount of stock subscribed.

Liability of  
stockholders.

SEC. 6. That this Act shall continue in force for thirty years from and after its passage.

In force for  
30 years.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

## A. D. 1884. AN ACT TO CHARTER THE EUTAWVILLE RAILROAD COMPANY.

No. 512. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Incorporated. General Assembly, and by the authority of the same, That R. C. Barkley, W. M. Knights, C. St. G. Sinkler, H. T. Peake, William Bull, J. P. Burner, and all such persons or corporations as they may associate with themselves, and their successors and assigns, are hereby made and constituted a body politic and corporate, under

Name. the name and style of the Eutawville Railroad Company, for the

Purpose. Route of road. purpose of establishing and operating a railroad from any convenient point on or near the Santee River in the vicinity of Eutaw Springs to some convenient point on the South Carolina Railway at or near the Forty-one Mile Station.

Rights and powers. SEC. 2. That the said corporation may have a common seal, may sue and be sued, plead and be impleaded, in any Court of this State, and make all such rules, regulations and by-laws as are not inconsistent with the law of the land; that the affairs of the company shall be managed by such number of Directors as may be determined by the stockholders from their number annually, and that

Directors. President. the President be chosen by the Directors from their own number.

Capital stock. SEC. 3. That the capital stock of said company shall be ten thousand dollars, with the privilege of increasing said capital stock to such an amount as may be found necessary to construct and equip the said railroad and carry on the business of the company, not to exceed in the aggregate three hundred thousand dollars; said capital stock to be divided into shares of one hundred dollars each, and each shareholder to have the right of one vote for each

Subscriptions. share of stock held by him; and for the purpose of raising said capital stock it shall be lawful to open books of subscription at such time and places, and to keep them open for such periods of time and under the direction of such persons, as may be determined on by a majority of said incorporators; that subscriptions may be made in labor, materials, lands or money, or other personal property, at such rates and on such terms as may be agreed upon at the time of subscription; and the said railroad company may purchase and hold all real and personal estate necessary for the construction of the road and for conducting the business of the said company;

Property. Bonds and mortgages. and shall have the power to mortgage its property and franchises, and to issue bonds on such terms and conditions and for such uses and purposes of said corporation as its Board of Directors may deem expedient.

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SEC. 4. That said company shall have the power, if need be, to conduct the said railroad across any public road, rivers, creeks, waters, or water courses that may be in the route: *Provided*, That the usual and convenient methods may be taken to secure the passage of the said roads or the navigation of said streams. A. D. 1884.  
May cross other roads, &c.

SEC. 5. That said company shall be entitled to the benefit of the provisions of the General Statutes now of force as to the manner of condemning lands and acquiring the rights of way for the purposes of this charter and of every process or proceeding imposed by law and subject to the restrictions of the same: *Provided, however*, Nothing herein contained shall be so construed as to exempt the company from the payment of taxes. Rights of way. Taxes.

SEC. 6. Each stockholder in said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his share or shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditors was created: *Provided*, That such demand shall have been payable within one year: *Provided, also*, That proceedings to hold such stockholders, liable therefor shall be commenced whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder: *Provided, further*, That persons holding stock in such company as executors, administrators, or by way of collateral security, shall not be personally subject to the liabilities of the stockholders under the foregoing provisions; but the person pledging such stock shall be liable as a stockholder, and the estates and funds in the hands of such executors or administrators shall be liable in their hands, in like manner and to the same extent as the deceased testator or intestate, or ward or person interested in such trust fund, would have been if they had respectively been living and competent to act and hold the stock in their own names. Liability of stockholders.

SEC. 7. That this Act shall be deemed a public Act and take effect immediately after its passage. Public Act

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. AN ACT TO INCORPORATE VARDELL ROUGH RICE AND GRAIN  
 SEPARATOR COMPANY.  
 No. 513.

*SECTION 1.* Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Incorporated General Assembly, and by the authority of the same, That William B. Vardell, John Von Oven, Augustine T. Smythe, A. M. Lee, Jr., and H. F. W. Brener, together with such other persons as are or

Name. may hereafter be associated with them, be and they are hereby, declared a body politic and corporate, under the name and style of the Vardell Rough Rice and Grain Separator Company, for the Purpose. purpose of manufacturing machines and implements for separating rough rice and grain of all sorts, or other agricultural purposes, and of selling or working the same upon toll, hire or otherwise ; Powers. and may erect such mills, buildings, machine shops, and other works as may be required or necessary to carry on such branches of manufacture and business ; and may make and procure such machinery, tools and implements as may be required or necessary for the same, with other powers necessary to carry on the objects and purposes of the company.

Capital stock. SEC. 2. That the capital stock of the said company shall consist of twenty-five thousand dollars, in shares of five hundred dollars each : Provided, however, That the said corporation shall have the power of increasing the said capital stock to an extent not exceeding one million (\$1,000,000) dollars whenever so determined at any regular or special meeting by a vote of stockholders holding a majority of shares in the capital stock of the said corporation ; and the said corporation shall by its by-laws provide for the manner of raising Subscriptions. and distributing such additional capital stock ; and subscriptions to the said capital stock may be made in money, work and materials, patent rights and such other equivalent as to the said company may seem proper.

All the rights and liabilities granted under A.A., 1882, ante p. 134. SEC. 3. The said Vardell Rough Rice and Grain Separator Company shall have and possess, and is hereby invested with, each and every of the rights, powers, benefits and privileges granted to the Southern Cotton Picking Company in and by an Act of the General Assembly of South Carolina entitled "An Act to incorporate the Southern Cotton Picking Company," No. 91, approved the twenty-second day of December, A. D. 1882, and shall be further subject to each and every of the duties, liabilities, obligations, regulations, and restrictions in the said Act contained ; and the liabilities of the stockholders of the said company shall be the same as is in

OF SOUTH CAROLINA.

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the said Act provided for the stockholders of the said Southern Cotton Picking Company. A. D. 1884.

SEC. 4. That this Act shall continue of force for the term of twenty-one years, unless sooner repealed. In force for 21 years.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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AN ACT TO CONFER CERTAIN POWERS UPON THE CLERKS OF No. 514.  
THE COURTS OF COMMON PLEAS IN COUNTIES WHICH HAVE  
NO MASTER.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Clerks of the Courts of Common Pleas in the several Counties in this State in which there is no Master shall have power, upon proper proceedings filed, to grant orders for the partition of real or personal estate, and for the admeasurement of dower, in cases where the right of partition or dower is not contested, or the same has been ascertained by a decree of the Court. All proceedings under such orders shall be filed at the next succeeding term of the Court for the adjudication of the presiding Judge, until which adjudication all equities of the parties shall be reserved.

Powers of  
Clerks in actions  
for dower  
or partition.

Proceedings  
to be filed.

Equities re-  
served.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of the Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 515.

**AN ACT TO EXEMPT A CERTAIN SECTION OF BERKELEY COUNTY  
FROM THE OPERATION OF CHAPTER XXVII, TITLE X, OF  
THE GENERAL STATUTES, RELATING TO THE GENERAL STOCK  
LAW.**

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That all that section of Berkeley County included within the following described limits and boundaries be, and is hereby, exempted from the operation of Chapter XXVII, Title X, of the General Statutes, relating

Area exempted.

to the General Stock Law: Beginning at Carn's Cross Roads on the State Road in Goose Creek Parish and taking the public road to Groomsville; then along the neighborhood road running between that village and the village of the Barrows to where it enters the public road, and along said road through Whitesville to Isaac Brown's premises, at which point it will take a Northerly direction to the settlement belonging to the estate of D. M. Winter; following then the line of fence already constructed contiguous to the plantations known as Bunker Hill, Somersett, Hog Swamp, White Hall, Bansterdown, Ophir, Warde, and Duck Pond to Friendship Church, where it will take the Ridge or Calamus Pond Road to the Monck's Corner Road, and thence along the Monck's Corner Road to Calamus Pond, along West Point Road to West Point, and then along New Road to Hilton's Cross Roads, then down the State Road to Carn's

Proviso.

Cross Roads, the commencing point: *Provided*, Any parties who have complied with the requirements of the General Stock Law embraced in and adjoining to the territory described in this Section shall have all the rights of Chapter XXVII, Title X, of the General Statutes, relating to the Stock Law, and only be deprived of the same by the erection and keeping up at the expense of the owners of stock claiming the benefit of the exemption herein of all such fences as may be necessary for such purpose, whether such fences be necessary around one plantation or several.

**Penalties** SEC. 2. That whenever any horse, mule, ass, genet, swine, sheep, where the stock run at goat, or neat cattle of any description, or any other domestic animal shall be permitted to run at large without the limits of the large. above section of Berkeley County, the same, as well as the owner

OF SOUTH CAROLINA.

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thereof, shall be subject to all the provisions of Chapter XXVII,  
Title X, of the General Statutes.

A. D. 1884.

In the Senate House, the twenty-fourth day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO INCORPORATE THE PHENIX RAILROAD COMPANY. No. 516.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That J. W. Hill, M. C. Taggart, W. K. Blake, W. H. Whitlock, Henry Cresswell, Sr., John Barret, T. N. Chipley, P. H. Adams, Stanmore P. Brooks, John H. Portlow, P. Mathis, W. Durst, W. L. Sheppard, J. J. Dorn, W. G. Walton, L. P. Jones and O. L. Cheatham, and such other persons as may be associated with them, and their successors and assigns, are hereby created a body politic and corporate, by the name and style of the "Phoenix Railroad Company." Said company shall have power to receive, own and convey real and personal estate; to have and use a common seal; to pass such by-laws, not inconsistent with the Constitution and laws of the State, as may be necessary for the purposes of the corporation; may sue and be sued, plead and be impleaded.

Name.  
Powers.

SEC. 2. That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate a railroad extending from Greenwood, by the way of Phoenix and Edgefield village, to Aiken, or with the privilege of connecting with the Carolina, Cumberland Gap, and Chicago Railroad at some suitable point in Edgefield County, or with the Edgefield and Trenton Railroad at Edgefield village.

Route of  
road.

SEC. 3. That the capital stock of said company shall be twenty-five thousand dollars, in shares of twenty dollars each, with the privilege of increasing the capital stock to two hundred thousand

Capital stock.

## STATUTES AT LARGE

A. D. 1884.

Meeting.

Quorum.

dollars; but whenever the sum of ten thousand dollars shall have been subscribed by individuals or townships, any five of the incorporators may call a meeting of the stockholders, after giving twenty days' notice of time and place of such meeting. A majority of the stock subscribed shall be necessary to constitute a quorum for business at stockholders' meeting, and said individual stock shall be represented in person, or by proxy, and township stock shall be represented by one or more persons selected by each township, or by proxy; and stockholders shall be entitled to one vote for each share held by them; at which meeting the stockholders ~~President~~ may proceed to organization by the election of a President and ~~and Directors.~~ seven Directors, who shall hold their offices for one year, and until their successors are elected, in the manner and time prescribed by the by-laws of said company.

Subscription. SEC. 4. That for the purpose of raising the capital stock of said company, it shall be lawful to open books of subscription at such times and places and under the direction of such person or persons as the said corporators may appoint, and that said subscriptions to the capital stock may be made in money, bonds, lands, materials and work at such rates as may be agreed upon with said company;

Bonds and mortgages. and the said railroad company shall have the power to mortgage its property and franchises and issue bonds on such terms and conditions and for such purposes and uses of said corporation as the said company may deem necessary.

Town and township subscriptions. SECTION 5. That in addition to the provisions contained in the preceding Section for private subscription, it shall be lawful for the town of Greenwood and the Township of White Hall, in Abbeville County, and the Townships of Gray, Blocker, Dean, Morse, and Wise, in Edgefield County, to subscribe to the capital stock of

Townships incorporated. said company; and for the purposes of this Act the above townships are, and are hereby, declared bodies politic and corporate.

Election to determine subscriptions. SEC. 6. That for the purpose determining the subscription by taxation of the town and respective townships above enumerated, it shall be the duty of the County Commissioners of Abbeville and Edgefield Counties, for the respective townships in their Counties, upon the written application of a majority of the owners of real estate in each or any of the above named townships, (specifying the amount of the subscription to be voted on, together with the time of payment thereof,) to order an election by the qualified voters of the respective townships above enumerated, giving at least thirty days' notice of time and place of election.

Managers. The County Commissioners shall appoint three Managers for each township, who, being duly sworn according to law, shall hold the

election at such time and place and during such hours as the County Commissioners shall designate. And in like manner and after like notice, the corporate authorities of Greenwood, upon the written application of a majority of the owners of real estate in said town, shall submit the question to the qualified voters of said town.

SEC. 7. It shall be the duty of the Managers to count the vote, declare the result of the election and certify it in writing to the Chairman of the Board of County Commissioners, or to the Town Council, as the case may be.

SEC. 8. The electors voting in favor of said subscription shall vote on a written or printed slip of paper "Subscription Phœnix Railroad—Yes." Those opposed shall vote, "Subscription Phœnix Railroad—No."

SEC. 9. When either of the above named townships or town shall have voted in favor of subscription, the County Commissioners, or Town Council, as the case may be, shall certify such result in writing to the County Auditor, together with the amount thereof and the time of payment, and the Chairman of the Board of County Commissioners shall formally subscribe the sum voted in the name of such township or town to the capital stock of said company.

SEC. 10. That for the payment of such subscription the County Auditor of the County wherein the town or township voting such subscription is situated is hereby authorized and required, upon receiving the aforesaid certificate, to assess annually upon the property of such town or township such per centum as may be necessary to pay such installment of such subscription until the whole is paid, according to the terms of said subscription, which shall be known and styled on the tax books as the "Phœnix Railroad Tax," and shall be collected by the County Treasurer at the same time and under the same regulations as are fixed and provided by law for the collection of State and County taxes, except that the whole of such per centum shall be payable at the final time fixed for the collection of State and County taxes. The said County Treasurer shall pay the said taxes collected as aforesaid to the Treasurer of said railroad company upon demand.

SEC. 11. That said railroad company shall have every right, privilege, and power conferred by the General Law of this State for the purpose of acquiring such lands or rights of way as they may require for the location or construction of the said railroad, or for the erection or location of depots, warehouses, stations, or other necessary establishments, or for extending or altering the same; and the said company shall have the benefit of every process or

A. D. 1884.

Duties of  
Managers.

Form of bal-  
lots.

Subscription  
to be made.

Payment of  
town or town-  
ship subscrip-  
tion.

Tax.

Rights of  
way.

A. D. 1884.

proceeding, and shall be subject to all the restrictions provided or imposed by the laws of this State.

Public Act  
for 30 years.

Proviso.

SEC. 12. That this Act shall be a public Act, to take effect after its passage, and shall continue in force for thirty years: *Provided*, This charter shall cease and determine unless construction of said railroad is commenced on or before January 1st, 1888, and completed before January 1st, 1890.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,

President of Senate.

JAMES SIMONS,

Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON.

Governor.

No. 517. AN ACT TO CHARTER THE ALMA AND LITTLE ROCK RAILROAD COMPANY.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Incorporated. General Assembly, and by the authority of the same, That John B.

Wilkinson, Philip A. Fore, Edward S. Lathrop, James W. Dillon, Robert P. Hamer, Andrew T. Harllee, John H. Hamer, E. T. Stackhouse, Lot B. Rogers, H. P. Price, A. B. Surls, W. B. Ellen, E. A. Bethea, J. F. Bethea, John M. McCall, W. W. Harllee, T. C. Moody, C. A. Woods, J. E. Henry, W. D. Johnson, G. A. Norwood, H. C. Graham, W. J. Montgomery, J. M. Johnson, and such other persons or corporators as may be associated with them, and

Body corporate. their successors and assigns, be, and they are hereby, created a body politic and corporate, by the name and style of "The Alma and

Name.

Rights and powers. Little Rock Railroad Company," and by that name may sue and be sued, plead and be impleaded, in any Court of law and equity in this State or in the United States; may make by-laws and appoint all necessary officers and prescribe their duties; and may accept, purchase, hold, lease, or otherwise acquire any property, real or personal, necessary or convenient to and for the purposes

hereinafter mentioned, and to use, sell, and convey and dispose of the same as the interest of the said company requires; may make contracts, have and use a common seal, and do all other lawful acts properly incident to and connected with said corporation and necessary and convenient for the control and transaction of its business: *Provided*, That their by-laws be not repugnant to the Constitution and laws of this State or of the United States.

A. D. 1884.

SEC. 2. That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate a railroad extending from a point on the State line between this State and the State of North Carolina, near Plainview, by way of Little Rock, in the County of Marion, intersecting and crossing the Wilmington, Columbia, and Augusta Railroad between Lumber River and the Great Pee Dee River, and thence to deep water on the Waccamaw River in the County of Horry, or to deep water on the Great Pee Dee River in the County of Marion or Horry. And the said company shall have the power to extend the said railroad to the harbor at Georgetown, in the County of Georgetown, as the said company may hereafter determine.

Route of road.

SEC. 3. That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate one or more telegraph lines along and in connection with said railroad, as a part of their property and business.

Telegraph lines.

SEC. 4. That the capital stock of said company shall be three hundred and fifty thousand dollars, in shares of one hundred dollars each, with the privilege from time to time of increasing the capital stock in such amounts as said company may, by a majority vote of the stockholders, determine, to carry out the purposes of this Act; said capital stock not to exceed, however, the sum of one million five hundred thousand dollars, and such shares to be transferable in such manner as the by-laws may direct. That when the sum of twenty-five thousand dollars shall have been subscribed to the capital stock of said company, the said corporation, or any six or more of them, shall, within a reasonable time thereafter, at a meeting of the corporators called as hereinafter directed, appoint a time and place for the meeting of said stockholders, of which thirty days' notice shall be given in such newspapers of the State as they may deem necessary; at which time and place the said stockholders may proceed to the organization of said company by the election of a President and five Directors, who shall hold their offices for one year, and until their successors are elected, which shall be the first Board of Directors, and which Board may in their by-laws pre-

Capital stock.

Meeting to organize.

President and Directors.

A. D. 1884.  
Annual elec-  
tions.

scribe the time and manner of holding their subsequent annual elections for President and Directors, subject to the approval of the stockholders at their ensuing annual meeting.

Subscriptions.

SEC. 5. That for the purpose of raising the capital stock of said company hereby incorporated, it shall be lawful to open books of subscription at such times and places and under the direction of such persons as six or more of said corporators may appoint at a meeting of said corporators, called by any three of them, by advertisement in a newspaper in Marion County for two weeks previous, at which meeting six shall be a quorum for the transaction of business; that said subscription to said capital stock may be made in land, money, bonds, machinery, materials, and work at such rates as may be agreed upon with said company or its authorized agents;

Bonds and  
mortgages.

and said company shall have power to mortgage its property and franchises, and issue bonds on such terms and conditions and for such purposes and uses of said corporation as said company may, from time to time, deem necessary.

Rights of  
way.

SEC. 6. That the said company shall have every right, power, and privilege necessary for the purpose of acquiring such lands or rights of way as they may require for the location or construction of said railroad and telegraph line or lines, or for the erection or location of depots, warehouses, stations, turnouts, and other necessary and convenient establishments, or for extending or altering the same, and said company shall have the benefit of every process or proceeding, and shall be subject to all the restrictions provided or imposed by the laws of this State.

Other roads.

SEC. 7. That the said company shall have full power and authority to connect with or cross any other railroad or railroads on the proposed line, and also to purchase, lease, or consolidate with any other railroad or railroads in or out of this State, in such manner and upon such terms as may be agreed between such railroad companies: *Provided*, That the same be not inconsistent with the laws of this State.

Operate com-  
pleted por-  
tions.

SEC. 8. That the said railroad company is further authorized and empowered forthwith, upon the completion of any portion or section of said railroad between any of the points named in this charter, to operate and maintain such portion or section with all the rights, powers, and privileges hereby granted this company.

Liability of  
stockholders.

SEC. 9. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his share or shares therein, not exceeding five (5) per cent. of the par value of the share or shares held by him at the time the demand of the creditors was created: *Provided*, That such

demand shall have been payable within one year: *Provided, also,* That proceedings to hold such stockholders liable therefor shall be commenced whilst he remains a stockholder therein or within two years after he shall have ceased to be such stockholder: *Provided, further,* That persons holding stock in such company as executors, administrators, or by way of collateral security, shall not be personally subject to the liabilities of the stockholders under the foregoing provisions; but the person pledging such stock shall be liable as a stockholder, and the estates and funds in the hands of such executors or administrators shall be liable in their hands in like manner and to the same extent as the testator or intestate, or the ward or person interested in such trust fund, would have been if they had respectively been living and competent to act and hold the stock in their own names.

A. D. 1884.

SEC. 10. That this Act shall be held and deemed a public Act, and the rights, powers, and privileges conferred by this Act shall vest and continue in the said company and their successors for and during the term of forty years or until repealed, to be completed from the time of the approval of this Act: *Provided,* That this charter shall cease and determine unless the said railroad is commenced under the provisions of this Act before the thirty-first of December, eighteen hundred and eighty-six, and twenty miles thereof completed before the first day of January, eighteen hundred and eighty-nine.

Public Act.

In force.

Proviso.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 518.

**AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO INCORPORATE THE TOWN OF SCRANTON, IN THE COUNTY OF WILLIAMSBURG," BY CHANGING THE TIME FOR HOLDING ELECTION OF OFFICERS FOR SAID TOWN.**

A. A., 1874.  
24, 15 Stat., 554,  
amended.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 4 of an Act of the General Assembly entitled "An Act to incorporate the town of Scranton, in the County of Williamsburg," be, and the same is hereby, amended so as to read as follows :

Intendant  
and Wardens.

Elections.

Managers and  
their powers.

**SEC. 4.** That said town shall be governed by an Intendant and four Wardens, who shall at the time of their election be members of the said corporation, and shall be elected on the second Monday in December in each year, five days' public notice thereof being previously given ; and all qualified voters, members of said corporation, shall be entitled to vote at any and all elections for Intendant and Wardens of the town of Scranton : *Provided*, That the first election to be held under this Act shall be conducted by a Board of three Managers of Election, to consist of S. D. M. Byrd, W. S. Lee, and W. J. M. Lee, who shall conduct the same and declare the result, giving notice in writing to the persons so elected as Intendant and Wardens.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE THE ECONOMY BUILDING AND LOAN  
ASSOCIATION OF CHARLESTON.**

A. D. 1884.  
No. 519.

Incorporated.

Purposes.

Name.

Capital stock.

Payment on  
shares.

Powers.

Real estate.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Joseph W. Barnwell, Wm. A. Pringle, S. G. Stoney, George B. Edwards, A. R. Thomlinson, F. W. Schlepegrrell, together with such other persons who are or may be hereafter associated with them, be, and they are hereby, declared a body politic and corporate, for the purpose of making loans of money, secured by mortgage on real estate or personal property, or by conveyance of the same to their members and stockholders, by the name and style of the Economy Building and Loan Association; the capital stock of said Association to consist of two thousand five hundred shares, but as soon as one thousand shares are subscribed thereto the said Association shall have power to organize and commence operations; said shares to be paid by successive monthly installments of one dollar on each share as long as the corporation shall continue; the said shares to be held, transferred, assigned, and pledged, and the holders thereof to be subject to such fines and forfeitures for default in their payments, according to such regulations as may be prescribed by the by-laws of said corporation.

**SEC. 2.** That the said corporation shall have power and authority to make any such rules and by-laws for its government as are not repugnant to the Constitution and laws of the land; shall have such number and succession of members and officers as shall be ordained and chosen according to their said rules and by-laws made or to be made by them; shall have and keep a common seal and may alter the same at will; may sue and be sued, plead and be impleaded, in any Court of competent jurisdiction in this State, and shall have and enjoy all and every right and privilege incident and belonging to corporate bodies according to the laws of the land.

**SEC. 3.** That the said corporation shall have power to take, purchase, and hold real estate, and to sell, mortgage, or transfer the same from time to time to its members or others, on such terms and under such conditions, and subject to such regulations as may be prescribed by the rules and by-laws of said corporation: *Provided*, That the real estate held by said corporation shall not at any time exceed the value of two hundred thousand dollars.

**SEC. 4.** That the funds of said corporation shall be loaned and advanced to the members and stockholders upon the security of real and personal estate and used in the purchase of real estate for the benefit of its members and stockholders on such terms and under

Funds to be  
loaned to mem-  
bers.

A. D. 1884 such conditions and subject to such regulations as may from time to time be prescribed by the rules and by-laws of said corporation;

To take mortgage, &c. and it shall be lawful for the said corporation to hold such lands, tenements, hereditaments, and personal property as shall be mortgaged or conveyed to them in good faith by way of security upon its loans and advances, and may sell, alien, or mortgage or otherwise dispose of the same as they from time to time may deem expedient.

And dispose of property. Loans to others. SEC. 5. That whenever it shall occur that the funds of the said corporation shall remain unproductive and uncalled for for the space of two months, the corporation shall have power to loan whatever amount may thus be on hand to others than stockholders and members, at any rate of interest agreed upon, not exceeding the legal rate.

Distribution and dissolution. SEC. 6. That whenever the funds and assets of said corporation shall have accumulated to such an amount that, upon a fair and just division thereof, each stockholder and member shall have received, or be entitled to receive, the sum of two hundred dollars, or property of that value, for each and every share of stock by him or her so held, and when such distribution and division of the funds shall have been so made, then this corporation shall cease and determine.

Liability of corporators. SEC. 7. That the members of the said corporation shall be individually liable for the debts of said corporation, each member to the extent of one year's annual dues which such member may owe to the said corporation according to its by-laws in the year in which he or she may be sued for any corporation debt, but such liability shall not attach until the corporation shall have been sued and *nulla bona* returned on execution in such suit.

Public Act. SEC. 8. That this Act shall be deemed a public Act, and the same may be given in evidence without specially pleading the same, and shall take effect immediately.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL  
TAX FOR SCHOOL PURPOSES IN SCHOOL DISTRICT No. 13,  
YORK COUNTY.**

A. D. 1884.  
No. 520.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That School District No. 13, in York County, known by the local name of McConnellville School District, is hereby authorized and empowered to levy on all real and personal property returned for taxation in said school district a local tax, not exceeding two mills on the dollar, to supplement the Constitutional tax, for the support of the public schools within said school district, by the persons and in the mode following, to wit: The School Trustees of said school district shall, on or before the first day of March next, and on or before the same day in each succeeding year, call a meeting of all the legal voters living in said school district, and returning real and personal property therein. A notice of said meeting, specifying the time, place within the said school district, and object of said meeting shall be published in one newspaper or more in the County of York, at least ten days before the said meeting. The persons answering the above designation shall, upon convening, appoint a Chairman and Secretary, and they may adjourn from time to time, decide what additional tax, if any, shall be levied, and, if they see proper to do so, appropriate the same in such manner as they may think best for maintaining the public schools within their boundary. And no tax thus levied shall be repealed at a subsequent meeting held within the same fiscal year. The Chairman of the said meeting shall, within one week thereafter, notify the Chairman of the Board of Trustees of said school district, and also the County Auditor, of the amount of the tax thus levied, and, if there has been any specific appropriation, how the same has been appropriated; and the County Auditor shall at once assess such tax on all real and personal property returned in said school district; and the County Treasurer shall collect the same with the State and County tax; and it shall be a lien on all property within said school district until paid; and defaulting taxpayers shall be liable to like process and penalties as defaulters for State and County taxes. The money collected from said tax levy shall be paid out by the County Treasurer for school purposes, general or special, as the case may be, on warrants drawn by the Trustees of said school district, countersigned by the County School Commissioner. The said Treasurer shall be liable to said school district for non-performance

School tax.

Meeting of voters.

Powers of meeting.

Repeal of tax.

Assessment.

Collection.

Appropriation of the tax.

Liability of Treasurer.

A. D. 1884. of his duty in respect to said moneys in the same manner and under like penalties as non-performance of his duty in reference to State and County taxes.

First assessment. SEC. 2. The first assessment under this Act shall be for the scholastic year beginning November 1st, 1884.

When to take effect. SEC. 3. This Act shall take effect from its passage, and all Acts inconsistent therewith are hereby repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 521. AN ACT AUTHORIZING AND REQUIRING THE COUNTY COMMISSIONERS OF THE SEVERAL COUNTIES TO TRANSFER BALANCES REMAINING IN THE HANDS OF COUNTY TREASURERS FOR ONE FISCAL YEAR TO THE CREDIT OF THE SAME FUND FOR NEXT FISCAL YEAR—[See ante p. 710, No. 434.—ED.]

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That if at the end of any fiscal year after the passage of this Act there shall remain in the hands of any County Treasurer of this State any balance to the credit of the various funds which may have been apportioned by the County Commissioners of the several Counties after all claims chargeable against said fund shall have been paid, the County Commissioners of said Counties are hereby authorized and required to transfer such balance to the credit of the same

*be carried forward.* *Provided*, That this shall not apply to the County of Charleston for the fiscal year 1884-1885, so as to prevent any balance to be carried to credit of other funds for said fiscal year.

*Proviso as to Charleston.*

OF SOUTH CAROLINA.

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SEC. 2. That the County Commissioners of the several Counties of this State are hereby authorized and required to transfer in like manner any balances which may now remain in the hands of the County Treasurer of any of said Counties to the credit of any fund for any other fiscal year.

A. D. 1884.  
County Commissioners to transfer funds.

SEC. 3. That all Acts or parts of Acts inconsistent with or repugnant to the provisions of this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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AN ACT TO INCORPORATE THE MASON COTTON HARVESTER No. 522.  
COMPANY.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That C. T. Mason, Jr., Theodore D. Jersey, F. W. Dawson, Augustine T. Smythe, T. L. Nipson, B. R. Riordan, J. K. Blackman, W. E. Butler, R. W. Disher, together with such other persons as are or may hereafter be associated with them, be, and they are hereby, declared a body politic and corporate, under the name and style of the Mason Cotton Harvester Company, for the purpose of manufacturing machines and implements for picking cotton, or other agricultural purposes, and of selling or of working the same upon toll, hire, or otherwise, and may erect such mills, buildings, machine shops, and other works as may be required or necessary to carry on such branches of manufacture and business, and may make and procure such machinery, tools, and implements as may be required or necessary for the same, with all other powers necessary to carry on the objects and purposes of the company.

Name and purposes.

Powers.

A. D. 1884.

Capital stock.

SEC. 2. That the capital stock of the said company shall consist of two million dollars, in shares of one hundred dollars each: *Provided, however,* That the said corporation shall have the power of increasing the said capital stock to an extent not exceeding five millions (5,000,000) dollars, whenever so determined at any regular or special meeting by a vote of stockholders holding a majority of shares in the capital stock of the said corporation; and the said corporation shall by its by-laws provide for the manner of raising and distributing such additional capital stock, and subscriptions to the said capital stock may be made in money, work and materials, patent rights, and such other equivalent as to the said company may seem proper.

All rights, &c.,  
of A. A. 1882,  
ante 134.

SEC. 3. The said Cotton Harvester Company shall have and possess, and is hereby invested with, each and every of the rights, powers, benefits, and privileges granted to the Southern Cotton Picking Company in and by an Act of the General Assembly of South Carolina entitled "An Act to incorporate the Southern Cotton Picking Company," No. 91, approved the twenty-second day of December, A. D. 1882, and shall be further subject to each and every of the duties, liabilities, obligations, regulations, and restrictions in the said Act contained; and the liability of the stockholders of the said company shall be the same as is in the said Act provided for the stockholders of the said Southern Cotton Picking Company.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## AN ACT TO AMEND THE CHARTER OF THE FARMERS' PHOSPHATE COMPANY.

A. D. 1884.

No. 523.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 12 of <sup>A. A. 1878,  
12, 16 Stat.,  
619, amended.</sup> an Act entitled "An Act to protect the rights and interests of the State in the phosphate rocks and phosphate deposits in the navigable streams and waters of the State," approved March 22d, 1878, be, and the same is hereby, amended by adding thereto the words "but including so much of Coosaw River and St. Helena Sound as lies East of a line drawn due South from the point of junction of Coosaw and Bull Rivers, and West of a line drawn due South from the point of junction of Combahee River with Coosaw River, or St. Helena Sound, and embracing the territory lying between such lines."

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate,  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO INCORPORATE THE GREENWOOD COTTON SEED OIL No. 524.  
COMPANY.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That W. B. Milwee, St. Clair Lee, Joel L. Bailey, H. J. Sproles, W. M. Wells, Jas. Strawhorn, Joseph F. Hughey, C. A. Waller, C. S. Waller, L. B. Hodges, L. P. Boozer, Robt. Majors, W. H. Bailey, J. B. Dample, George A. Swygert, A. P. Boozer, J. H. Oldham, G. P. O'Niel, G. M. Rampy, J. L. Young, their associates and successors,

## STATUTES AT LARGE

A. D. 1884.

Name.  
Purposes.

Powers.

are hereby made and created a body politic and corporate, under the name and style of "The Greenwood Cotton Seed Oil Company," to be located at Greenwood, for the purpose of extracting and manufacturing oil from cotton seed or grain and refining the same, for ginning and packing cotton, and packing and compressing cotton and other heavy articles in bales, and for the purpose of carrying on such other business as may be connected therewith; of manufacturing and selling fertilizers, and grinding grain; and may erect such mills, buildings, machine shops, stores, dwellings, and other works as may be required or necessary to carry out such branches of manufacture and business, and also for the transaction of all business connected with the purpose so recited.

Capital stock. SEC. 2. The parties aforesaid and their associates shall have power to raise by subscription a capital for said corporation of not less than ten thousand dollars, nor more than fifty thousand dollars, in shares of such an amount as may be fixed by the by-laws of said company.

Real and personal estate. SEC. 3. The said corporation may purchase and hold all such real and personal estate as may from time to time be required or convenient for their purposes, or such as they may be obliged or may deem it for their interest to take in settlement of any debts

Other powers. due to said corporation, and may dispose of the same; may sue and be sued; may have and use a common seal; may make such by-laws for the regulation and government of said corporation, in any and all matters whatsoever, not inconsistent with the Constitution and laws of the United States and this State, as may be deemed necessary, and may add to, alter or amend the same from time to time as may be desired, and shall have generally all rights, powers, and privileges in law incident or appertaining to corporations.

Liability of stockholders. SEC. 4. Each stockholder in the said corporation shall be individually liable to the creditors thereof in an amount not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditor was made: *Provided*, That such demand shall have been payable in one year: *Provided, also*, That proceedings to hold such stockholder liable therefor shall be commenced within two years after such debt may become due and whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder.

Voting. SEC. 5. Each stockholder shall have one vote for each share of the capital stock of said corporation he may own or represent at all elections and meetings of the company; and the said corporation shall have authority in its by-laws to make such regulations as may

be deemed proper for the representation by proxy of such stock-holders as may be absent at such elections and meetings.

A. D. 1884.

SEC. 6. The capital stock of said corporation shall be deemed personal property; and the said corporation shall have authority in its by-laws to make all such regulations as may be deemed necessary and proper for the issuing and transfer of such stock, or for collecting and enforcing, by sale or otherwise, all subscriptions made thereto.

Stock.

SEC. 7. That this Act shall be deemed and taken as a public <sup>Public Act  
for 21 years.</sup> Act, and shall continue in force for the term of twenty years, and until the final adjournment of the General Assembly meeting next thereafter.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO CHARTER THE SUMTER AND SANTEE RAILWAY No. 525.  
COMPANY.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That R. M. Wallace, C. N. Wire, A. W. Suder, their associates and successors, be, and are hereby, constituted a body politic and corporate, by the name and style of The Sumter and Santee Railway Company. Incorporated.

Name.

Route of road.

SEC. 2. That the said company is hereby authorized to construct a railroad from the town of Sumter, in Sumter County, to such point on the Santee River, at or North of Vance's Ferry, as may be selected by said corporation, with the right of extending to the city of Charleston, Charleston County, or to some point on the Savannah River, and with the right to cross any river or railroad;

## STATUTES AT LARGE

A. D. 1884.

Powers.

and such company shall have power to receive, possess, own, and transfer real and personal property; to have a common seal; to pass regulations and by-laws, not inconsistent with the laws of this State; may sue and be sued, plead and be impleaded; and shall have the same exclusive right of transportation on their road which is enjoyed by any other railroad in this State.

Capital stock. SEC. 3. That for the purpose of creating the capital stock of said company, which shall not exceed one million dollars, the corporators in the first Section named, or any three of them, shall, as soon after the passage of this Act as they may deem expedient, appoint

Subscriptions. such Commissioners to open books of subscription, at such times and places and under such rules as they may prescribe. The capital stock of said company shall be divided into shares of one hundred dollars each, and the subscription thereto may be received payable in money, bonds, and lands, and in such manner and on such terms as may be agreed upon between said company and such subscribers.

Meeting to organize. SEC. 4. That whenever the sum of fifty thousand dollars shall have been subscribed, it shall be the duty of the said corporators, or any five of them, to call a meeting of the stockholders, after giving such notice as to them shall seem sufficient, and at such times and places as they shall determine; and at all general meetings of said stockholders, not less than a majority of all the stock subscribed shall constitute a quorum for the transaction of business;

Quorum. and said stockholders, when so met in general assembly, shall have power to elect a President and Directors of said company, whose terms of office shall be for one year and until others as successors are chosen.

Officers. Rights of way. SEC. 5. That the said railway company shall have any right, privilege, and power necessary for the purpose of acquiring the right of way on and over such lands as they may acquire for the location of depots, warehouses, and other necessary establishments, or altering or extending the same; and the said company shall have the benefit of any process or proceeding provided in or imposed under the provisions of the general law of the State.

Liability of stockholders. SEC. 6. Each stockholder in said corporation shall be jointly and severally liable to the creditors thereof, in an amount, besides the value of his share or shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditors was created: *Provided*, That such demand shall have been payable within one year: *Provided, also*, That proceedings to hold such stockholders liable therefor shall be commenced whilst he remains a stockholder therein, or within two

years after he shall have ceased to be such stockholder: *Provided,*  
*further,* That persons holding stock in such company as executors,  
 administrators, or by way of collateral security, shall not be personally subject to the liabilities of the stockholders under the foregoing provisions; but the person pledging such stock shall be liable as a stockholder, and the estates and funds in the hands of such executors, or administrators, shall be liable in their hands, in like manner and to the same extent as the deceased testator or intestate, or ward or person interested in such trust fund, would have been if they had respectively been living and competent to act and hold the stock in their own name.

A. D. 1884.

SEC. 7. That this charter shall cease and determine unless the construction of the said railroad is commenced within three years and completed within ten years from the passage of this Act; and the provisions of this charter to be of force for twenty years.

Limitation of  
charter.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

AN ACT TO PROVIDE FOR THE DISPOSITION OF THE AMOUNT OF No. 526.  
 MONEY RECEIVED BY THE GOVERNOR UNDER THE DIRECT  
 TAX ACTS OF THE CONGRESS OF THE UNITED STATES.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the amount reported by the Governor in his annual Message as received from the Treasurer of the United States under the Act of Congress June 7th, 1882, and deposited with the State Treasurer, to wit, the sum of thirty-nine thousand two hundred and forty-four dollars and thirty-nine cents, be paid out by the State Treasurer upon the order of the Governor to the person or persons, or their legal representatives, from the resale or lease of whose lands under the aforesaid Act the said fund was originally derived.

Amount.

To whom  
payable.

## STATUTES AT LARGE

A. D. 1884.

Petitions to Circuit Court of Beaufort. SEC. 2. All persons entitled to any portion of the said fund, or their legal representatives, shall have the right to present their petitions to the Circuit Court of the County of Beaufort at a regular term thereof, stating that they are entitled thereto.

To be docketed.

SEC. 3. That upon the filing of said petition with the Clerk of the Court of Common Pleas for Beaufort County, before a regular term thereof, the said Clerk shall place said petition upon a calendar to be known as the calendar for settling "Direct Tax Claims," which said calendar shall be called at the end of the regular calendars of said Court.

Proceedings in Court.

SEC. 4. That upon the calling of said calendar all parties who have filed their petitions shall prove the same in manner satisfactory to the Court, who shall enter upon said calendar the amounts adjudged to each petitioner, and the Clerk of said Court shall, under his hand and seal of office, certify to the Governor a statement containing the names of the petitioners and the amount adjudged to each of them after the rising of said Court, at every term thereof.

Evidence of a m<sup>o</sup>unt for which lots sold.

SEC. 5. That the Governor of the State be authorized to procure from the Secretary of the Treasury of the United States a certified copy of the amounts for which the several lots of land were leased or resold by the Direct Tax Commissioners for South Carolina, and to file the same with the Clerk of the Court at Beaufort, which shall be sufficient proof of the amounts for which the said several lots were resold or leased.

Payment to claimants.

SEC. 6. When the claims herein provided for shall have been filed and passed upon by the Court and the aforesaid statements shall have been certified up to the Governor, as provided in Section 4 of this Act, the Governor of the State shall issue his order on the State Treasurer directing the payment of the amount adjudged to each claimant, or his or her legal representatives, after deducting therefrom 35 per cent. for the commission already paid to the Commissioners for the State, as provided by law.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO DEFINE THE CRIME OF INCEST AND PROVIDE A PUNISHMENT FOR THE SAME.**

A. D. 1884.  
No. 527.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That on and after the passage of this Act any persons who shall have carnal intercourse with each other within the following degrees of relationship, to wit: A man with his mother, grandmother, daughter, granddaughter, stepmother, sister, grandfather's wife, son's wife, grandson's wife, wife's mother, wife's grandmother, wife's daughter, wife's granddaughter, brother's daughter, sister's daughter, father's sister, or mother's sister; a woman with her father, grandfather, son, grandson, stepfather, brother, grandmother's husband, daughter's husband, granddaughter's husband, husband's father, husband's grandfather, husband's son, husband's grandson, brother's son, sister's son, father's brother, or mother's brother, shall be deemed guilty of incest, and shall be punished by a fine of not less than five hundred dollars, or imprisonment not less than one year in the Penitentiary, or both such fine and imprisonment.

Prohibited degrees.

Punishment.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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**AN ACT TO ESTABLISH AND DECLARE THE TERMINUS OF A PUBLIC ROAD IN BARNWELL COUNTY.**

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the public road leading from Williston, in Barnwell County, to Winborn's Landing on South Edisto River, as provided for by an Act of the General Assembly approved December the 21st, A. D. 1883, do have its Northeast terminus at that point where it intersects the public road

Terminus of  
road from Wil-  
liston to South  
Edisto.

A. D. 1884. running on the South side and almost parallel with South Edisto River, known as River Road, and not at Winborn's Landing, as  
 Ante p. 343. provided for in said Act, approved December 21st, A. D. 1883.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

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No. 529. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE PALMETTO RAILROAD COMPANY," APPROVED DECEMBER 21ST, 1882.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section four (4) of an Act entitled "An Act to incorporate the Palmetto Railroad Company," approved December 21st, 1882, be amended on the fourth line thereof by striking out "two" and inserting "three." So that the said Section as amended shall read as follows:

*A. A., 1882, § 4, ante 8, amend. ed.* Limitation of charter. SECTION 4. This Act shall be deemed and taken to be a public Act and continue in force for thirty years: *Provided*, That work under the same shall be commenced and the road graded from Hamlet, North Carolina, to Cheraw, South Carolina, within three years from its passage; otherwise this charter shall be null and void: *Provided, further*, That the inability of the said corporation to complete the grading of its said road before 21st December, 1884, shall not be construed as impairing its privileges under the said Act, but the same shall continue and enure to the said company unaffected, provided that they complete the said road from

OF SOUTH CAROLINA.

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the said town of Hamlet to Cheraw, within three years from the  
passage of said Act.

A. D. 1884.

In the Senate House, the twenty-fourth day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO INCORPORATE THE SPARTANBURG HERALD COMPANY. No. 530.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That D. E. Converse, J. F. Cleveland, Geo. W. Nicholls, N. F. Walker, Benj. Wofford, S. J. Simpson, J. K. Jennings, J. B. Liles, Wm. M. Jones, T. J. Trimmier, Wm. T. Russel, J. M. Nicholls, A. B. Woodruff, S. S. Ross, J. B. Davis, A. A. Foster, S. C. Miller, and their associates and successors, are hereby made and constituted a body politic and corporate, under the name and style of "The Spartanburg Herald Company." Name.

SEC. 2. The capital stock of said corporation shall be subscribed by the parties aforesaid, and shall not be less than a thousand dollars, nor more than ten thousand dollars. Capital stock.

SEC. 3. The said corporation shall enjoy all the rights and privileges and be subject to all the liabilities imposed on the News and Courier Company in an Act of incorporation approved December 17, 1881. All rights, &c., of A. A., 1881, 17 Stat., 579.

In the Senate House, the twenty-fourth day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 531.

**AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO CEDE AND VEST IN MRS. SUSAN A. BOYLSTON ALL THE RIGHT, TITLE, AND INTEREST OF THE STATE IN THAT PORTION OF THE CANAL ON CATAWBA RIVER WHICH LIES WITHIN THE BOUNDARIES OF THE LAND OF THE SAID SUSAN A. BOYLSTON IN CHESTER COUNTY," APPROVED 31ST OF JANUARY, 1882.**

**SECTION 1.** Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in A. A., 1882, General Assembly, and by the authority of the same, That an Act 17 Stat., 880, amended and extended. entitled "An Act to cede and vest in Mrs. Susan A. Boylston all the right, title, and interest of the State in that portion of the canal on Catawba River which lies within the boundaries of the land of the said Susan A. Boylston in Chester County" be amended by extending the time therein limited for three additional years.

**Line of Canal.** SEC. 2. That the said Susan A. Boylston have the privilege to open and clean out the said canal from her upper line to where the said canal opens from the Catawba River; and that she have the power to repair and keep in operation said opening from said river, and that the expense incurred by her in opening and cleaning out said portion of said canal and repairing said opening from the river be estimated as a portion of the ten thousand dollars specified in the aforesaid Act: *Provided*, The consent of the owner or owners of the lands so lying above the upper line of the said Mrs. Susan A. Boylston be first obtained.

Rig  
others.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND SECTION 637 OF THE GENERAL STATUTES, 1882, RELATING TO THE COMPENSATION OF COUNTY COMMISSIONERS, IN SO FAR AS THE SAME RELATES TO DARLINGTON COUNTY.**

A. D. 1884.  
No. 532.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 637 of the General Statutes (1882) be, and the same is hereby, amended so as to read as follows down to the first proviso of said Section, viz.:

Gen. Stat.,  
637, amended.

**SECTION 637.** Each member of the Board of County Commissioners for every County shall be allowed compensation for his services in attending the meetings of the Board and for necessary time spent in discharging other duties imposed by law at the rate of two dollars per day (except in the County of Darlington, where it shall be three dollars per day,) and five cents per mile for necessary travel: *Provided*, That in no case shall the County Commissioners of Darlington County receive compensation for exceeding fifty (50) days in each year.

Section 637 as  
amended.  
Compensation  
of County Com-  
missioners.

Darlington.

SEC. 2. That in all other respects said Section 637 remain un- <sup>Otherwise</sup> unchanged.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.  
No. 533.

**AN ACT TO PROVIDE FOR THE IMPROVEMENT OF A HIGHWAY  
IN KERSHAW COUNTY.**

Tax levy.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That a special tax of one mill upon each and every dollar's worth of taxable property lying, being, and situate in School Districts No. 1 and 2 of Kershaw County and returned for taxation therein, to raise supplies for the fiscal year commencing November 1, 1884, shall be levied thereon according to the value thereof as fixed for said fiscal year. That the County Auditor of Kershaw County shall assess said tax on said valuation and place the same on his duplicate for collection of the taxes of the said fiscal year. And the County Treasurer of said County shall collect the same at the same time and by the same means that he collects the other taxes for the State and County for said fiscal year. That the fund raised by said tax shall be under the control of the County Commissioners of said County, and shall be devoted and applied by them to the repayment of any sums of money they may have borrowed and applied to the improvement of that portion of an highway known in said County as the Charleston Road, which passes through the swamp of Big Pine Tree Creek just South of the town of Camden, and to any further improvement thereof which the said County Commissioners may think it expedient to make.

Collection.

Appropriated  
to public road.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH. S. THOMPSON,  
Governor.

**AN ACT TO AMEND SECTION 840 OF THE GENERAL STATUTES,  
RELATING TO CASES TRIED OR EXAMINED BEFORE TRIAL  
JUSTICES.**

A. D. 1884.

No. 534.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section eight hundred and forty (840) of the General Statutes be, and the same is hereby, amended so as to read as follows:

SECTION 840. Whenever a person charged with crime, to be tried, or to be examined under Section eight hundred and twenty-nine hereof, before a Trial Justice, or whenever either party to a civil action which is to be tried before a Trial Justice, shall make and file before the Trial Justice issuing the papers an affidavit to the effect that he does not believe that he can obtain a fair trial or examination before the Trial Justice, the papers shall be turned over to the nearest Trial Justice of that County, who shall proceed to try the case or hold the examination as if he had issued the papers: *Provided*, That but one such transfer shall be allowed in any case. This Section shall not apply to trials before the Judicial Trial Justices of the city of Charleston.

Gen. Stat.,

2840, amended.

Section as amended.

Removal of causes.

Exception as to Charleston.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884. AN ACT TO AMEND SECTION 64 OF THE GENERAL STATUTES, SO AS TO PROVIDE FOR THE PER DIEM AND MILEAGE OF THE COMMISSIONERS OF THE SINKING FUND.  
No. 535.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, Gen. Stat., 264, and by the authority of the same, That Section 64 of the General amended. Statutes be, and the same is hereby, amended so as to read as follows:

~~Section as amended.~~ **SECTION 64.** The Commissioners shall annually report to the Duties of General Assembly the condition of the Sinking Fund, and all sales Sinking Fund Commission. or other transactions connected therewith; and all the revenues derived from such sales shall be applied to the extinguishment of the public debt, by investing the same in the public securities of the State. The said Commissioners shall receive five dollars a day for each day actually engaged in attending the meetings of said Commission, and in going to and returning from the same, and a mileage of five cents per mile for each mile of travel in going to and returning from each session; the same to be paid out of any funds in the possession of the said the Commissioners of the Sinking Fund: *Provided*, That members of the Sinking Fund Commission who are Executive officers of the State Government who reside in the city of Columbia shall not receive any per diem or mileage for their services upon the said Sinking Fund Commission.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF CHARLESTON COUNTY TO CONSTRUCT A BRICK CULVERT IN HUGUENIN AVENUE, AT A POINT WHERE SAID AVENUE WAS INTERSECTED BY A CREEK FLOWING INTO TOWN CREEK.**

A. D. 1884.  
No. 536.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Charleston County be, and they are hereby, authorized and required to construct, or cause to be constructed, a brick culvert, with flood gates adapted to controlling the flow of water, under that portion of Huguenin avenue in the city of Charleston which was heretofore intersected by a creek flowing into Town Creek.

To build culvert.

SEC. 2. That the said County Commissioners shall advertise in a newspaper published in the County, once a week for four weeks, for contracts for said work, and shall give out such contract to the lowest responsible bidder: *Provided*, That the same is to be paid for only out of the liquor license fund of the fiscal year commencing first November, 1885.

To be let on contract.

How paid for.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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**AN ACT TO AUTHORIZE THE COUNTY COMMISSIONERS OF THE COUNTY OF COLLETON TO PURCHASE AND MAKE FREE TO THE USE OF THE PUBLIC THE TOLL BRIDGE KNOWN AS CANNADY'S BRIDGE ACROSS THE EDISTO RIVER, IN THE COUNTY OF COLLETON.**

No. 537.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of the County of Colleton be, and they are

Toll bridge to be purchased.

A. D. 1884. hereby, authorized to purchase the toll bridge known as Cannady's Bridge across the Edisto River, in the County of Colleton, at a price not to exceed twelve hundred dollars, and that, upon the completion of said purchase, they do make said bridge free to the public use.

<sup>Repealing clause.</sup> SEC. 2. That all Acts or parts of Acts inconsistent with or repugnant to this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 538. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO ALTER AND AMEND THE CHARTER OF THE TOWN OF GREENVILLE AND FOR OTHER PURPOSES,' APPROVED MARCH 23D, 1869," APPROVED DECEMBER 21ST, 1883.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section <sup>A. A., 1883, 24, ante 436, 14 Stat., 242.</sup> 4 of an Act entitled "An Act to amend an Act entitled 'An Act to alter and amend the charter of the town of Greenville and for other purposes,' approved March 23d, 1869," approved December 21st, 1883, be, and the same is hereby, amended by striking out of said Section, in the first line thereof, after the word "September," the words "of each year," and inserting in lieu thereof the words "1885 and every two years thereafter"; and by striking out in the tenth line of said Section after the word "least" the word "thirty" and inserting in lieu thereof the word "five." So that said Section, when amended, shall read as follows:

SECTION 4. That on the second Monday in September, 1885, and every two years thereafter, an election for Mayor and Aldermen shall be held at such convenient place or places within said city as may be designated by said Mayor and Aldermen, at which elections all such persons as have been hereinafter declared members of the said corporation shall be entitled to vote by general ballot: *Provided*, That no person shall be allowed to vote at any such election, or at any election held under the Local Option Law of this State, who shall not have registered his name as a voter with the City Clerk, in a book or books to be kept by him for that purpose, at least five days before every such election. *And provided*, That the present Intendant and Wardens of the town of Greenville shall be Mayor and Aldermen respectively of said city of Greenville during the balance of their term of office.

A. D. 1884.  
Section as amended.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO PROVIDE FOR THE EXEMPTION OF CERTAIN PORTIONS OF GEORGETOWN AND WILLIAMSBURG COUNTIES FROM THE PROVISIONS OF CHAPTER XXVII OF THE GENERAL STATUTES, RELATING TO THE GENERAL STOCK LAW. No. 539.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That for the purposes of this Act, Black and Santee Rivers shall be deemed lawful fences in these Counties. lawfule fences  
to separate Anderson, Sutton's, and part of Penn Townships from the rest of said County shall be adopted, which fence shall be kept in a strong and substantial condition, five feet high, staked and ridered.

A. D. 1884. SEC. 2. That it shall be the duty of the County Commissioners of Georgetown and Williamsburg Counties, jointly, to pay for and keep in thorough and complete repair the fence already built in Williamsburg County, each exempted sections of said Counties to pay one-half of the expense of building and repairing this fence.

County Commissioners to pay for and repair fences. Tax levy in Georgetown. SEC. 3. That the County Commissioners of Georgetown County shall, at the time they make their annual tax levy for County purposes, levy a tax upon the assessed value of all cattle, hogs, sheep, dogs, and goats embraced in said exempted sections sufficient to pay its portion of building the fence already built in Williamsburg County, and whenever repairs are necessary to said fence they shall levy a tax as above provided sufficient for repairing the same; and the County Commissioners of Williamsburg, at the time aforesaid, shall levy a like tax for the purposes upon the assessed value of all cattle, hogs, sheep, dogs, and goats embraced within that section of Williamsburg County exempted.

Exempted from General Statutes, Chap. XXVII. SEC. 4. That when said fences shall have been built and completed, Georgetown County, except so much as lies between Black River and Pee Dee River, all that portion of Williamsburg County lying East of this fence above mentioned, shall be exempt from the provisions of Chapter XXVII of the General Statutes, relating to the General Stock Law: *Provided, however,* That before any tax shall be levied in any township in Georgetown County or this Act shall go into effect in such township, a petition requesting the same, signed by a majority of freeholders in the township affected thereby, shall be presented to the County Commissioners of said County.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AMEND SECTION 1 OF AN ACT ENTITLED "AN ACT TO AMEND SECTION 252 AND SECTION 274 OF THE GENERAL STATUTES, IN RELATION TO THE COMPENSATION OF COUNTY AUDITORS AND COUNTY TREASURERS," AS FAR AS THE SAME RELATES TO SPARTANBURG COUNTY, APPROVED DECEMBER 24TH, 1883.**

A. D. 1884.  
No. 540.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Section 1 of an Act entitled "An Act to amend Section 252 and Section 274 of the General Statutes, in relation to the compensation of County Auditors and County Treasurers," approved December 24th, 1883, be, and the same is hereby, amended by inserting on line four of Section 252, between the words "Berkeley" and "and," the word "Spartanburg;" by striking out on line seven of said Section the word "Spartanburg;" by inserting on line twenty-three of same the word "Spartanburg," between the words "Barnwell" and "and;" and by striking out on line twenty-five of said Section, the word "Spartanburg." So that the Section, when amended, shall read as follows :

A. A., 1883,  
§ 1, ante 582,  
amended as to  
Spartanburg.

**SECTION 252.** The County Auditors of the several Counties shall receive from the State Treasurer the annual salaries hereinafter mentioned, respectively : The County Auditor of Charleston, two thousand dollars; the County Auditor of Berkeley, Spartanburg, and Richland, each, eight hundred dollars: *Provided*, That no additional compensation shall be allowed for Clerk hire; the County Auditors of Abbeville, Aiken, Anderson, Edgefield, Barnwell, Beaufort, Marion, and York, seven hundred dollars each; the County Auditors of Chester, Colleton, Darlington, Fairfield, Greenville, Laurens, Newberry, Orangeburg, and Sumter, six hundred dollars each; the County Auditors of Chesterfield, Clarendon, Georgetown, Hampton, Horry, Kershaw, Lancaster, Lexington, Marlboro, Oconee, Pickens, Union, and Williamsburg, five hundred dollars each: *Provided*, That the Comptroller General shall not issue to any County Auditor any warrant for salary until said Auditor shall file in the office of the Comptroller General all abstracts and reports due by such Auditor; and in addition to the salaries of the Auditors as is hereinbefore provided, the County Auditors shall receive from the funds of their respective Counties additional compensation as follows : The Auditor of Charleston, twelve hundred dollars; the Auditors of Berkeley and Richland, eight hundred dollars each; the Auditors of Abbeville,

Section 252 of  
Gen. Stat., as  
thus amended.

Salary of  
County Audi-  
tors.

Proviso.

Additional  
compensation.

## STATUTES AT LARGE

A. D. 1884.

Georgetown, Williamsburg, Beaufort, Barnwell, Spartanburg, and York, five hundred dollars each; the Auditors of Aiken, Anderson, Chester, Darlington, Edgefield, Fairfield, Greenville, Hampton, Laurens, Newberry, Orangeburg, and Sumter, four hundred dollars each; the Auditors of Colleton, Clarendon, Horry, Kershaw, Lancaster, Lexington, Marion, Marlboro, Pickens, Oconee, Union, and Chesterfield, three hundred dollars each. And the County Commissioners of the several Counties as aforesaid shall, upon the application of the County Auditors, draw their checks upon the County Treasurers for the several amounts to which the Auditors may be entitled from the funds of their respective Counties, as hereinbefore provided, and the County Treasurers shall pay the said checks from the first collection of County funds of the current fiscal year: *Provided*, That no member of the Board of County Commissioners shall act as assistant Assessor in the County of Charleston.

*County Commissioners to draw checks.*

*And Treasurers to pay them.*

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 541. AN ACT TO AMEND THE CHARTER OF THE CAROLINA RIFLE BATTALION OF CHARLESTON.

*Whereas* the Carolina Rifle Battalion, which was incorporated by an Act of the General Assembly approved June 9th, 1877, has recently been reorganized on the basis of a single company:

*To consist of one or more companies.* SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the said charter of incorporation be, and the same is hereby, amended so that the organization may hereafter consist of one or more companies.

OF SOUTH CAROLINA.

871

SEC. 2. That the name of the said corporation be changed to  
the Carolina Rifles.

A. D. 1884.

Name chang-  
ed.

In the Senate House, the twenty-fourth day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO REGULATE THE PRINTING OF OFFICIAL REPORTS. No. 542.

Whereas the law governing the public printing provides that all printing in book form shall be set in Long Primer type, in pages to contain at least one thousand seven hundred ems each, and that all rule and figure work shall be in the same type; and whereas there are frequently in the Reports of Departments tables and statements which cannot be intelligibly presented if so printed; therefore,

Preamble.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That all heads of departments and other officials having Reports to make to this General Assembly be, and they are hereby, authorized to designate to the Public Printer the particular type in which they desire each part of their Report to be printed, and the manner in which it is to be set up, and the said Printer is required to prepare the Report in accordance therewith.

Officers to  
designate type  
for Reports.

SEC. 2. The contract for the printing of Reports being on the basis of the Long Primer page of not less than one thousand seven hundred ems, it is hereby ordered that when any part of the said Report is set in other than the Long Primer type, the compensation therefor shall be determined by the relation which the types bear to each other, the work being counted for as many pages as one thousand seven hundred is contained in the number of ems of the type used.

Remunera-  
tion to Printer.

## STATUTES AT LARGE

A. D. 1884.

*Refusal of Public Printer.* SEC. 3. That upon the refusal or failure of the Public Printer to comply with the provisions of Section one, the official, whose Report it is, is hereby authorized to have the work done elsewhere: *Provided*, That the cost of the same does not exceed the contract price.

*Pay for extra copies.* SEC. 4. That in all cases where extra copies of Reports are required to be printed, the compensation for the same shall not exceed the price paid for the first copies under the contract: *Provided*, That notice to have said extra copies printed be given the Public Printer at the time of ordering the first copies.

*When Reports to be handed to the Printer.* SEC. 5. All State officers are required to place their Reports in the Printer's hands by the second day of November, except the Comptroller General and State Treasurer, who shall place their Reports in the Printer's hands on the tenth day of November, and

*When to be printed.* the Printer is required to have Reports printed and ready for delivery on the day of the meeting of the General Assembly, and on his failure to have such Reports ready he shall forfeit five dollars (\$5.00) per day on each Report delayed: *Provided*, That the Public Printer shall not be subject to said forfeiture when the State officers do not place their Reports in the Printer's hands on the day required.

*Size of paper for Reports.* SEC. 6. That in preparing the manuscript for the Public Printer, the State officers and Superintendents of public institutions shall use sheets of paper eight by ten inches in size, or legal cap, arranging it in such shape as will have due regard to the contents of the printed page.

*Number of copies of Comptroller General's Reports.* SEC. 7. That the Comptroller General be, and he is hereby, authorized to have six hundred (600) copies of his Annual Report printed each year for use by the General Assembly and for distribution, instead of three hundred (300) as heretofore: *Provided*, That the Comptroller General is hereby directed, when any Report or part thereof is printed in type other than Long Primer, to pay for it as this Act provides.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## AN ACT TO REGULATE THE ADMISSION OF FOREIGN SURETY COMPANIES TO DO BUSINESS IN THIS STATE.\*

A. D. 1884.

No. 543.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That any surety company incorporated and organized under the laws of any State of the United States, other than the State of South Carolina, for the purpose of transacting business as surety on obligations of persons or corporations, may transact such business in this State upon complying with the provisions of this Act, and not otherwise.

Surety Companies may do business in this State.

SEC. 2. No surety company not incorporated under the authority of this State shall, directly or indirectly, take risks or transact business in this State until it shall have first appointed, in writing, some person residing in this State to be the true and lawful attorney of such company in and for this State, and who shall thereupon file in the office of the Comptroller General a certified copy of the charter of the company from which the said agent or attorney has received his appointment, and also a certified copy of the vote or resolution of the Trustees or Directors of said company appointing him such agent, accompanied by a warrant of appointment under the official seal of the company and signed by the President and Secretary. Such warrant of appointment shall continue valid and irrevocable until another agent or attorney has been substituted, so that at all times while any liability remains outstanding there shall be within the State an agent or attorney as aforesaid; and shall contain a consent expressed authorizing process of law to be served on said agent or attorney for all liabilities of every nature incurred in this State by said company, and that such service, made on such agent or attorney in the manner required by the laws of this State, shall be deemed legal and binding on the company or companies in all cases whatsoever, and that every judgment so recovered shall be conclusive evidence of the indebtedness of the company; and in addition to said warrant of appointment, there shall be filed and published a statement, made under oath, of its President or Secretary, showing its assets and liabilities, and distinctly showing the amount of the capital stock, and how the same has been paid, and of what the assets of the company consist, the amount of losses due and unpaid, and all other claims against the company, or other indebtedness, whether due or not due at the time of the filing of the statement above, and shall further show:

Agent residing in the State.

Copy of charter, &amp;c., to be filed.

Agency irrevocable.

Service on agent.

Statement of assets and liabilities.

\*See post No. 549.

A. D. 1884.

Compliance  
with charters.

1st. That the said companies have fulfilled the provisions of their respective charters, and of the extensions and amendments thereto, in every particular, and whether there has been any change of charters since last statement.

Liabilities.

2nd. The amount of existing bonds upon which such company is surety, stating what portion thereof is secured by the deposit with such company of collateral security.

Character of  
risks, &c.

3rd. The character of the risks and the rule governing companies and their agents in taking the same, both as to locality and amount.

Character of  
assets.

4th. The particular character of the assets, specifying the amount of cash, and public, bank, manufacturing, and other stocks and bonds, or other securities, held by the companies, with the evidence that they are held by them, the rule of investment in real estate securities and the general localities of the real estate secured to companies.

Premiums.

5th. The amount received from premiums, and whether sufficient to pay losses, &c.

Duty of agent  
before acting.

SEC. 3. No person shall act within this State as agent or otherwise in procuring or securing applications for suretyship upon the bond of any person or corporation, or aid in transacting the business of such suretyship for any company incorporated or organized under the laws of any other State, unless such company is possessed

Capital.

of two hundred and fifty thousand dollars capital, and unless such Investments. capital to the extent of one hundred thousand dollars is invested in stocks created by the laws of the United States, or by or under the laws of the State in which such company is located, or in other safe stocks or securities, the value of which, at the time of such de-

Where to be  
deposited.

posit, shall be at or above par, which investments are deposited with the Insurance Commissioner, Auditor, Comptroller, or chief financial officer of the State under whose laws such company is incorporated, and the Treasurer of this State is furnished with the certificate of such Insurance Commissioner, Auditor, or Comptroller, or chief financial officer aforesaid, under his hand and official seal, that he, as such Insurance Commissioner, Auditor, Comptroller, or chief financial officer of such State, holds in trust and on deposit for the benefit of all obligees of such company the surety above mentioned, which certificates shall embrace the items of security so held and shall state that he is satisfied that such securities are worth one hundred thousand dollars.

Who deemed  
to be agent.

SEC. 4. Every person who shall so far represent any surety company established in any other State as to receive or transmit applications for suretyship, or to receive for delivery bonds funded on

applications forwarded from this State, or otherwise to procure suretyship to be effected by such company upon the bonds of persons or corporations in this State, or upon bonds given to persons or corporations in this State, shall be deemed as acting as agent for said company, and shall be subject to the restrictions and liable to the penalties herein made applicable to agents of such companies.

SEC. 5. Every such agent shall, in the month of January, annually, also deposit with the said Comptroller General a similar statement of the capital of the company which he represents and the investments and risks aforesaid, to be made up to the thirty-first day of December next preceding, signed and sworn to as above directed; and the Comptroller General shall, annually, in the month of February, publish an abstract of the statement filed in his office, as required by Section 2 of this Act and by this Section; and the expense of publishing said abstract shall be paid by such companies: *Provided, however,* That not more than one such statement need be filed by such company in any one year.

SEC. 6. No person shall act as agent as aforesaid for any such surety company in this State unless the capital stock of the company which he represents amounts to the sum of two hundred and fifty thousand dollars actually paid in money and invested exclusively of any obligations of the stockholders of any description.

SEC. 7. No person shall act as agent of any such surety company until such company and such agent shall have complied with all the requirements of the laws of this State relating to such companies and their agents; and every person acting without such compliance shall be fined one thousand dollars: *Provided,* That nothing contained in this Section shall release any such company or companies upon any bonds or undertakings executed or delivered by it or him.

SEC. 8. The Comptroller General shall annually, and whenever he may deem it necessary, examine the statements and returns required to be made by the companies and agents as aforesaid; and if in his opinion any return shall be obscure, defective, or unsatisfactory, he shall immediately require answers under oath from the agent by whom such obscure, defective, or unsatisfactory return shall have been made, to such interrogatories as he may deem necessary or proper to be answered in order to explain such return and exhibit a full and accurate view of the business and resources of the company represented by such agent.

A. D. 1884.

Statements  
by agents.

Comptroller  
General to pub-  
lish.

Agent not to  
act unless capi-  
tal stock is  
paid in.

Nor until  
company has  
complied with  
law.

Penalty.  
Proviso.

Comptroller  
General to  
make exami-  
nation of state-  
ment.

A. D. 1884.

*Penalty for  
refusals to  
answer.*

SEC. 9. Every agent who shall refuse or neglect to answer such interrogatories for the space of thirty days, and continue to act as agent as aforesaid, shall be liable to the penalty prescribed in Section ten of this Act.

*Comptroller General to  
make examination of busi-  
ness of com-  
panies.*

SEC. 10. The Comptroller General, either personally or by a Committee appointed by him, consisting of one or more persons not Directors, officers, or agents of any surety company doing business in this State, may at any time examine into the affairs of any surety company incorporated by or doing business in this State.

*Books to be  
exhibited.*

The officers or agents of such company shall exhibit its books to said Comptroller General or Committee, and otherwise facilitate

*Examination of  
officers, &c.*

such examination; and the Comptroller General or Committee may examine, under oath, the officers and agents of any such company in relation to its affairs; and said Comptroller General shall, if he

*Publication.  
Revocation of  
certificates.*

deems it for the best so to do, publish the result of such investigation in one or more newspapers published in the State. Whenever it shall appear to the said Comptroller General, from the statement or from an examination of the affairs of any surety company not incorporated under the authority of this State, that such company is insolvent, or is conducting its business fraudulently, or refuses or neglects to comply with the laws of the State relating to surety companies, it shall be the duty of said Comptroller General

*Expenses of  
examination.*

to revoke the certificate of authority issued to the agent or agents of any such company, and he shall cause a notice thereof to be published in one or more newspapers published in this State, and the agent or agents of such company, after such notice, shall transact no further business in this State. All the expenses of an examination made under the provisions of this Section shall be paid to the Comptroller General by the company examined.

*Duties of At-  
torney Gen-  
eral.*

SEC. 11. The Comptroller General shall report to the Attorney General any violation of the provisions of this Chapter which shall come to his knowledge, and the Attorney General shall institute the proper legal proceedings, in the name of the State, against any person violating any such provision.

*Fees to be  
paid by the  
company.*

SEC. 12. Every surety company not incorporated in this State applying for admission to transact business therein shall pay to the Comptroller General, for the use of the State, for filing copy of its charter or deed of settlement, the sum of thirty dollars; for filing statement preliminary to admission, and for filing each annual statement after admission, the sum of twenty dollars; and for each agent's certificate, annually, the sum of two dollars.

SEC. 13. This Act shall take effect upon its passage.

A. D. 1884.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

When to take effect.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO RECHARTER THE TOWN OF KINGSTREE.

No. 544.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That all persons who are citizens of this State and who have now or may hereafter have resided within the corporate limits of the town of Kingstree for ninety days, shall be deemed, and are hereby declared to be, a body politic and corporate, under the name of the town of Kingstree; and its corporate limits shall extend one mile in every direction from the Court House as a centre, except on the side next to Black River, which river shall constitute the boundary in that direction.

Corporators.

Name of town.  
Limits.

SEC. 2. That the said town shall be governed by an Intendant and four Wardens, who shall be citizens of this State and qualified voters thereof, and who shall have resided within the limits of the corporation ninety days immediately preceding their election. The said Intendant and Wardens shall be elected on the second Monday in September in each year, ten days' notice being previously given, and shall continue in office for one year and until the election and qualification of their successors; and all male inhabitants of said town, who are citizens and qualified voters of this State and who shall have resided in said town ninety days immediately preceding the election, shall be entitled to vote for said Intendant and Wardens.

Intendant  
and Wardens

Time for elec-  
tions.

Voters.

SEC. 3. That said election shall be held in some convenient public place in said town from eight o'clock in the morning until four

Elections.

A. D. 1884.

- o'clock in the evening, and when the polls shall be closed the Managers shall forthwith count the votes, publicly declare the election, and give notice in writing to the persons elected. The Intendant and Wardens for the time being shall appoint three Managers to conduct the election, who, before they open the polls for said election, shall take and subscribe an oath fairly and impartially to conduct the same; and the Intendant and Wardens so elected, before entering upon the duties of their offices, shall respectively take the oath prescribed by the Constitution, and also the following oath, to wit: "As Intendant (or Warden) of the town of Kingstree, I will equally and impartially, to the best of my ability, exercise the trust reposed in me, and will use my best endeavors to preserve the peace and carry into effect, according to law, the purpose for which I have been elected. So help me God." And if any person, upon being elected Intendant or Warden, shall refuse to act as such, he shall forfeit and pay to the Town Council twenty dollars for the use of said town: *Provided*, That no person who has attained the age of sixty years be compelled to serve in either of the said offices, nor shall any other person be compelled to serve more than one year in any term of three years.
- Vacancies.** SEC. 4. That in case a vacancy shall occur in the office of Intendant or any of the Wardens by death, resignation, or otherwise, an election to fill such vacancy shall be held by the appointment of the Intendant and Wardens, as the case may be, which election shall be held and conducted under the same forms and requirements as are herein prescribed for conducting the regular election. And in case of sickness or temporary absence of the Intendant, the Wardens forming a Council are empowered to elect one of their number to act as Intendant during the time.
- Powers of Trial Justices.** SEC. 5. That the Intendant and Wardens duly elected and qualified shall, during their term of office, severally and respectively, be vested with all the powers of Trial Justices in this State, within the limits of the said town, for the trial of offenses against the town ordinances and for the preservation of the peace. And the Intendant shall, as often as may be necessary, summon the Wardens to meet in Council, any two of whom, with the Intendant, or any three Wardens, may constitute a quorum to transact business, and they shall be known by the name of the Town Council of Kingstree, and they and their successors hereafter to be elected shall have a common seal, which shall be affixed to all their ordinances; may sue and be sued, plead and be impleaded, in any Court in this State, and may purchase, hold, possess and enjoy, to them and their successors, for the use of said town, in perpetuity, or for any term
- Oath.**
- Penalty for refusing to serve.**
- Proviso.**
- Meetings of Council.**
- Powers.**

of years, any estate, real, personal, or mixed. And the Intendant and Wardens shall have full power to make and establish all such rules, by-laws, and ordinances respecting the roads, streets, market, and police of said town as shall appear to them necessary, and requisite for the security, welfare, and convenience of said town, or for preserving health, peace, order, and good government within the same. And the said Council may fix and impose fines and penalties for the violation thereof, and appropriate the same to the public uses of the said corporation: *Provided*, That no fine shall exceed fifty dollars for any one offense, and no imprisonment shall be for a longer term than thirty days.

A. D. 1884.  
By-laws and  
ordinances.

Fines and  
Penalties.

SEC. 6. That the Intendant and Wardens of said town shall have full and only power to grant or refuse licenses to keep taverns or retail spirituous liquors within the corporate limits of said town, upon such conditions and under such circumstances as to them shall seem proper and right: *Provided*, That in no instance shall the price of a license to keep a tavern or retail spirituous liquors be fixed at a less sum than is established by the laws of the State; and all moneys paid for licenses and for fines and forfeitures for retailing spirituous liquors, keeping taverns and billiard tables within the limits without licenses shall be appropriated to the public uses of said town; and the Intendant and Wardens are hereby authorized and empowered to require all persons, companies, and corporations now engaged or who may hereafter become engaged in business avocations or professions of any kind whatsoever within the limits of said town, to take out a license from the Intendant and Wardens of the town, who are hereby authorized to impose such charges or tax for the conduct of the same as by ordinance of said town may be provided, and the revenue derived from such license shall be for the public uses of said town; and the Intendant and Wardens may enforce the payment of such license or tax in such manner as they may by ordinance provide.

Licenses.

Price.

License : tax  
on business.

SEC. 7. That it shall be the duty of the said Intendant and Wardens to keep all roads, streets, and ways within their corporate limits open and in good repair. They shall have power to summon out for work on such roads, streets, and ways all persons in said town who would be subject to road duty under the laws of this State: *Provided*, That such persons shall not be liable to work more than twelve days in any one year. They shall have power to compound with all persons liable to work the streets, ways, and roads in said town, upon such terms as they shall by ordinance establish, and all persons refusing to work when summoned, or failing to pay such commutation, shall be liable to such fine, not exceeding twenty

Streets.

A. D. 1884.

dollars, or imprisonment, not exceeding twenty days, as the Town Council may impose.

Tax.

SEC. 8. They shall also have power to impose an annual tax not exceeding thirty cents on every hundred dollars of the assessed value of all real and personal estate lying within the corporate limits of said town, such valuation to be taken from the assessment made for the collection of State and County taxes. The Council shall have the power to regulate the price and enforce the collection of licenses on all public shows and exhibitions in said town.

Shows.  
Collection of taxes, &c.

The Town Council shall have power to enforce the payment of all taxes levied under the authority of this Act, against the property and persons of defaulters, to the same extent and in the same manner as is provided by law for the collection of State and County taxes, except that executions to enforce the payment of the town taxes shall be issued under the seal of the corporation, by the Clerk thereof, and directed to the Town Marshal, or other person specially appointed by the said Town Council to collect the same; and all property upon which a tax shall be levied is hereby declared and made liable for the payment thereof in preference to all other debts against the said property, except debts due the State, which shall be paid first.

Sale of streets.

SEC. 9. That the said Town Council shall have power, with the consent of the adjacent land owners, to close all such roads, streets, and ways within the said town as they may deem necessary, by sale of the freehold therein, at public sale, after the manner of vendues.

New streets.

They shall also have power to lay out, adopt, open, and keep in repair all such new streets, roads, and ways as they may from time to time deem necessary for the improvement and convenience of the town, said streets, roads, or ways to be opened in the manner now provided by law.

Clerk and Treasurer.

SEC. 10. That the said Town Council are hereby authorized and empowered to elect a Clerk and Treasurer for the town, who, before entering upon the duties of this office, shall enter into a bond, with two or more sureties, in the sum of two thousand dollars, conditioned for the proper discharge of such duties as may be by law required of him, and for his services he shall receive such compensation as may be fixed by Council, the said bond to be approved by the Council at a regular meeting. The Town Council shall also

Marshals—  
Sheriff, ex  
officio, a Mar-  
shal.

have power, and are hereby authorized, to elect one or more Marshals (in addition to the Sheriff of the County of Williamsburg, who shall also be *ex officio* one of the Marshals of the town,) to fix their salaries and prescribe their duties, who shall be sworn in and invested with all the powers, and subjected to all the duties and

liabilities, that may be conferred and imposed on them by the Town Council.

A. D. 1884.

SEC. 11. That the said Town Council shall have power to establish a guard house, and to prescribe, by ordinance, suitable rules and regulations for keeping and governing the same; and until such guard house shall be established, they are authorized to use a room in the common jail of Williamsburg County for the confinement of all persons who may be subject to be committed under any legal authority from the said Town Council, or any of its officers; and the said Town Council may, by ordinance, or the said Intendant and Wardens, in person, any one or more of them, authorize and require any Marshal of the town, or any Constable specially appointed for the purpose, to arrest and commit for trial to the said guard house or jail, as the case may be, for a term not exceeding twenty-four hours, any person engaged in a breach of the peace, any riotous or disorderly conduct, open obscenity, public drunkenness, or any conduct grossly indecent or dangerous to the citizens of said town, or any of them; and it shall be the duty of the Town Marshals to arrest and commit all such offenders, when required so to do, who shall have the power to call to their assistance the *posse comitatus*, if need be, to aid in making such arrests; and upon the failure or refusal of the said Town Marshals to perform such duty when required, they shall severally be subject to such fines and penalties as the Town Council may establish; and all persons so imprisoned shall pay the costs and expenses incident to their imprisonment, which said costs and expenses shall be collected in the same manner as is provided by this Act for the collection of fines imposed for the violation of ordinances: *Provided*, That such imprisonment shall not exempt the party from the payment of any fine the Council may impose for the offense for which he may have been committed. And the said Town Council shall also have power

*Posse comitatus.*

Costs of imprisonment.

to require all prisoners committed by them, or under their authority, to labor upon the streets of said town.

Work on streets.

SEC. 12. That the said Town Council shall have the power to Plays. collect the taxes and licenses from all persons representing publicly, within the corporate limits of the town, any plays or shows, of what nature or kind soever, to be used for the purposes of said town.

SEC. 13. That the said Town Council shall have full power and authority to abate all nuisances within the corporate limits, and also to appoint a Board of Health for said town, and to pass such ordinances as may be necessary to define the powers and duties of said Board, and to impose fines and penalties upon the members of

Nuisances.

Board of Health.

Fines.

A. D. 1884. said Board for neglect of duty: *Provided*, That no fine hereby authorized to be imposed shall exceed the sum of twenty dollars.

May borrow money. SEC. 14. That the said Town Council shall have power to borrow money for the public use of the corporation by issuing from time to time, as occasion may require, the bonds of the corporation, bearing interest at a rate not to exceed seven per cent. per annum, for an amount not to exceed five thousand dollars; and for the payment of the interest and the ultimate redemption of the principal according to the terms of the loan, the said corporation shall be at all times liable: *Provided*, That the private property of the inhabitants of said town shall be bound for the redemption of said loan in no other way than by the imposition of an annual tax, according to the provisions of this Act.

Intendant and Wardens exempt from street duty. SEC. 15. That the Intendant and Wardens elect shall, during their term of office, be exempt from street duty. Each Town

Settlement with successors. Council shall, within one month after the expiration of their term of office, make out and return to their successors a full account of their receipts and expenditures during their term, and shall pay over all moneys in their possession belonging to the corporation, and deliver up all books, records and other papers incident to their office, to their successors; and on failure so to do, they shall be guilty of a misdemeanor, and shall be fined and imprisoned at the discretion of the Judge before whom the case may be tried.

Penalties for willful neglect of duty, &c. SEC. 16. That for any willful violation or neglect of duty, malpractice or oppression, the said Intendant and Wardens, jointly and severally, shall be liable to indictment in the Court of General Sessions, and, upon conviction, to punishment as prescribed in the preceding Section, besides being liable for damages to any person or persons injured.

Ordinances confirmed. SEC. 17. That all ordinances heretofore passed by the Town Council of Kingstree in conformity with the authority granted by such existing laws as do not conflict with the Constitution of the State shall be, and they are hereby declared, legal and valid until repealed by the Town Council.

Election of 1884 confirmed. SEC. 18. That the election held on the second Monday in September, A. D. 1884, for Intendant and Wardens in conformity with the provisions of the amended charter of the village of Kingstree, be, and the same is hereby, confirmed, and all acts done by the Intendant and Wardens so elected are hereby ratified and confirmed. The Intendant and Wardens so elected on said second Monday in September are hereby made and declared to be the Intendant and Wardens of said town until their successors are elected and qualified.

SEC. 19. That this Act shall be deemed a public Act and continue of force until repealed, and shall take effect immediately upon its approval; and that so much of all Acts or parts of Acts as may be inconsistent with or supplied by this Act be, and the same are hereby, repealed.

A. D. 1884.  
Public Act.  
Repealing  
clause.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO RECHARTER THE CHEOHEE MINING COMPANY, No. 545.  
INCORPORATED 21ST DAY OF DECEMBER, 1858.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Cheohee Mining Company, incorporated on the 21st day of December, 1858, be, and the same is hereby, rechartered for the term of twenty-one years, with all the rights, privileges, and duties conferred upon said company by its original Act of incorporation.

Company re-  
chartered for  
21 years.  
12 Stat., #707

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884. AN ACT TO AMEND THE CHARTER OF THE TOWN OF DUE  
WEST, ABBEVILLE COUNTY.  
No. 546.

Powers of Town Council as to offenders. SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act the Town Council of the town of Due West, Abbeville County, shall have power, in addition to the fines now authorized for offenses against the ordinances of said town, to impose the penalty of imprisonment in the town prison or in the County jail for a period not exceeding thirty days; and the Sheriff of Abbeville County is hereby authorized and required to confine in the jail of said County, at the expense of the said Town Council, persons committed by them for violation of said ordinances.

Street duty. SEC. 2. That the Town Council of said town shall have power to compound with persons liable to work on the streets and ways of said town for one year, in discharge of said liability, upon the payment on or before the fifteenth day of May each year the sum of one dollar for each person so liable.

Public Act. SEC. 3. This Act shall be deemed a public Act and continue in force till repealed or amended.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AUTHORIZE AND REQUIRE THE COUNTY BOARD  
OF EXAMINERS OF THE COUNTY OF AIKEN TO MAKE A  
NEW SCHOOL DISTRICT IN SAID COUNTY.**

A. D. 1884.  
No. 547.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Board of Examiners of the County of Aiken be, and are hereby, authorized and required, as soon as practicable after the passage of this Act, to make a new school district in the County of Aiken by a division of what is now known as School District No. 8, as follows, to wit: By running a line at right angles with its Western boundary, to intersect with the head of Cheer's Branch; thence down said Cheer's Branch to its intersection with the Eastern boundary of said School District No. 8, making this the dividing line between the two districts thus created.

Division of  
School District  
No. 8.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT RELATING TO THE TIME OF HOLDING CIRCUIT COURTS** No. 548.  
**IN THE SECOND, THIRD, AND FIFTH CIRCUITS.**

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Subdivisions 3 and 4 of Section 22 of the Code of Civil Procedure be so amended as to read:

3. The Court of General Sessions at Edgefield, for the County of Edgefield, on the first Monday in March, the first Monday in August, and the second Monday in November; and the Court of Common Pleas at the same place on the second Monday in March and the third Monday in November.

Edgefield.

A. D. 1884.

Richland.

4. The Court of General Sessions at Columbia, for the County of Richland, on the fourth Monday in March, the fourth Monday in June, and the first Monday in October; and the Court of Common Pleas at the same place on the Monday after the fourth Monday in March, the Monday after the fourth Monday in June, and the second Monday in October.

SEC. 2. That Section nineteen of the Code of Procedure of this State and all Acts amendatory thereof are hereby repealed, and the following substituted in its place, to be known as Section (19) nineteen of said Code of Procedure, to wit:

**Second Circuit.** SECTION 19. The Circuit Courts of the Second Circuit shall sit as follows:

**Fall Terms.** 1. The Fall Terms of said Courts shall be held as follows:

**Beaufort.** The Court of General Sessions at Beaufort, for the County of Beaufort, on the second Monday in September, and the Court of Common Pleas at the same place on the Wednesday following said Monday.

**Aiken.** The Court of General Sessions at Aiken, for the County of Aiken, on the fourth Monday in September, and the Court of Common Pleas at the same place on the Wednesday following the said fourth Monday.

**Hampton.** The Court of General Sessions at Hampton, for the County of Hampton, on the second Monday in October, and the Court of Common Pleas at the same place on the Wednesday following the said second Monday.

**Colleton.** The Court of General Sessions at Walterboro, for the County of Colleton, on the fourth Monday in October, and the Court of Common Pleas at the same place on the Wednesday following said fourth Monday.

**Barnwell.** The Court of General Sessions at Barnwell, for the County of Barnwell, on the second Monday in November, and the Court of Common Pleas at the same place on the Wednesday following said second Monday.

**Winter Terms.** 2. The Winter Terms of said Courts shall be held as follows:

**Beaufort.** The Court of General Sessions at Beaufort, for the County of Beaufort, on the first Monday in February, and the Court of Common Pleas at the same place on the Wednesday following said first Monday.

**Colleton.** The Court of General Sessions at Walterboro, for the County of Colleton, on the third Monday of February, and the Court of Common Pleas at the same place on the Wednesday following said third Monday.

The Court of General Sessions at Hampton, for the County of Hampton, on the first Monday in March, and the Court of Common Pleas at the same place on the Wednesday following said first Monday.

A. D. 1884.  
Hampton.

The Court of General Sessions at Barnwell, for the County of Barnwell, on the third Monday in March, and the Court of Common Pleas at the same place on the Wednesday following said third Monday.

Barnwell.

The Court of General Sessions at Aiken, for the County of Aiken, on the second Monday in April, and the Court of Common Pleas at the same place on the Wednesday following said second Monday.

Aiken.

3. The Summer Terms of said Courts shall be held as follows: Summer

The Court of General Sessions at Beaufort, for the County of Beaufort, on the fourth Monday in May.

Terms. Beaufort.

The Court of General Sessions at Walterboro, for the County of Colleton, on the first Monday in June.

The Court of General Sessions at Hampton, for the County of Hampton, on the second Monday in June.

The Court of General Sessions at Aiken, for the County of Aiken, on the third Monday in June.

The Court of General Sessions at Barnwell, for the County of Barnwell, on the fourth Monday in June.

4. Should the business of the Courts of Aiken County at the April Term, and that of the Courts of Barnwell County at the November Term, be not completed at the expiration of two weeks, the presiding Judge shall continue the same in session a sufficient time to dispose of said business, and the jurors there in attendance shall be retained as long as their services may be necessary: *Provided*, The continuance of said Courts shall not conflict with the duties of Judges in holding Courts in other Circuits, or with the provisions of Section 26 of this Chapter. The third week of said Winter Term for Barnwell County shall be devoted exclusively to the trial and hearing of equity causes and the disposition of other matters not requiring the presence of a jury.

Barnwell.

SEC. 3. That the Circuit Courts of the Third Judicial Circuit of Third Circuit, said State shall be held as follows:

1. The Court of General Sessions at Sumter, for the County of Sumter, on the second Monday in October, the third Monday in February, and the fourth Monday in May; and the Court of Common Pleas at the same place on the Thursday after the second Monday in October and the third Monday in February.

## STATUTES AT LARGE

A. D. 1884.  
 Clarendon.

2. The Court of General Sessions at Manning, for the County of Clarendon, on the fourth Monday in October, the second Monday in February, and the third Monday in May; and the Court of Common Pleas at the same place on the Wednesdays following the fourth Monday in October and the second Monday in February.

Williamsburg. 3. The Court of General Sessions at Kingtree, for the County of Williamsburg, on the first Monday after the fourth Monday in October, the first Monday in February, and the second Monday in May; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place, except the May Term thereof.

Georgetown. 4. The Court of General Sessions at Georgetown, for the County of Georgetown, on the first Monday succeeding the Monday herein fixed for holding the Fall Term of the said Court at Kingtree, the last Monday in January, and the first Monday in May; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for holding the Court of General Sessions at said place, except the May Term thereof:

*Provided,*  
*May Terms.* That nothing herein contained shall be construed to prevent the presiding Judge from hearing and determining in any of the Counties of the third Circuit, at the May Term of the Court, all

*Provided as to Sumter.* causes which do not require the intervention of a jury: *Provided,*  
*further,* That no peremptory call of Calendar No. 1 shall be made in the County of Sumter before the third Monday in October and the Monday after the third Monday in February.

*Repealing clause.* SEC. 4. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

*When to take effect.* SEC. 5. That this Act shall take effect immediately upon its approval, except as hereinbefore excepted.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, 1884.

HUGH S. THOMPSON,  
 Governor.

AN ACT TO FACILITATE THE GIVING OF BONDS REQUIRED  
BY LAW.\*

A. D. 1884.

No. 549.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That any company with a paid up capital of not less than two hundred and fifty thousand dollars (\$250,000) incorporated and organized under the laws of any State of the United States for the purpose of transacting business as surety on obligations of persons or corporations, and which has complied with all the requirements of the law regulating the admission of such companies to transact business in this State, may, upon production of evidence of solvency and credit satisfactory to the Judge, head of department, or other officer authorized to approve such bond, be accepted as surety upon the bond of any person or corporation required by the laws of this State to execute a bond; and if such surety company shall furnish satisfactory evidence of its ability to provide all the security required by law, additional surety may be exacted or not, in the discretion of the official authorized to approve such bond; and such surety may be released from its liability on the same terms and conditions as are by law prescribed for the release of individuals, it being the true intent and meaning of this Act to enable corporations created for that purpose to become the surety on bonds required by law, subject to all the rights and liabilities of private parties: *Provided*, The securities deposited with the State officer in this State, as required by this or other Acts, shall not be withdrawn until all liability of said corporation upon its obligations given in this State shall be satisfied.

**SEC. 2.** Any such company doing business in this State shall first deposit and keep on deposit with the Comptroller General of this State Brown Consolidated Bonds or registered stock of the State of South Carolina, or United States bonds or stock, to the amount of twenty-five thousand dollars, and the same shall be held by the said Comptroller General for the purpose of meeting any liabilities incurred by said company on obligations entered into in this State.

**SEC. 3.** Any company which shall execute any bond as surety under the provisions of this Act shall be estopped, in any proceedings to enforce the liability which it shall have assumed to incur, to deny its corporate power to execute such instrument or assume such liability.

\*See ante No. 543.

Certain surety companies authorized to do business in this State.

To be accepted as surety.

Terms of suretyship.

Proviso.

Deposit of securities.

Estopped to deny corporate power.

## STATUTES AT LARGE

A. D. 1884.  
 Repealing clause. SEC. 4. This Act shall take effect immediately upon its approval, and all Acts and parts of Acts inconsistent herewith are hereby repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

**No. 550. AN ACT TO RECHARTER THE BLUE RIDGE MINING COMPANY,  
 INCORPORATED 21ST DAY OF DECEMBER, 1858.**

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, Rechartered and by the authority of the same, That the Blue Ridge Mining for 21 years. Company, incorporated on the 21st day of December, 1858, be, and 12 Stat., \*708. Company, incorporated on the 21st day of December, 1858, be, and the same is hereby, rechartered for the term of twenty-one years, with all the rights, privileges, and duties conferred upon said company by its original Act of incorporation.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

**AN ACT TO INCORPORATE THE TOWN OF PARKSVILLE, IN THE  
COUNTY OF EDGEFIELD.**

A. D. 1884.

No. 551.

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act, all citizens of the United States who have resided twelve months in this State and sixty days in the town of Parksville shall be deemed, and are hereby declared, a body politic and corporate, and its corporate limits shall extend one-half of one mile in every direction from the depot of the Augusta and Knoxville Railroad in said place.

Corporators.

Limits.

**SEC. 2.** That said town shall be governed by an Intendant and four Wardens, who shall be citizens of the United States and of this State, and shall have been residents of the said town for sixty days immediately preceding the election, and who shall be elected by the qualified voters of said town, on Tuesday after the first Monday in March, 1885, ten days' public notice being previously given thereof, and every year thereafter; and that all male inhabitants of the age of twenty-one years, citizens of the United States, who shall have resided twelve months in this State, and in said town for sixty days immediately preceding the election, shall be entitled to vote for the said Intendant and Wardens.

Intendant and Wardens.

Time of election.

Voters.

**SEC. 3.** That for the purpose of holding the first election under this Act, the Clerk of the Circuit Court of Edgefield County shall designate three suitable persons, citizens of said town, to act as Managers of the election, and the election shall be held from eight in the morning until five o'clock in the evening, when the polls shall be closed, when the votes shall be counted and the Managers shall proclaim the result and notify the persons elected; and the Intendant and Wardens for the time being shall annually appoint Managers to conduct ensuing elections.

First election.

Managers.

**SEC. 4.** That from and after the passage of this Act, the sale of spirituous liquors of any kind, wine and beer, in the town of Parksville, in Edgefield County, is hereby prohibited, except by a druggist for medical purposes, upon the written certificate of a physician attending a patient; and it shall not be lawful for the corporate authorities of the said town or the County Commissioners of Edgefield County to issue any license for such purpose.

Sale of liquors prohibited.

A. D. 1884.

Penalties.

**SEC. 5.** That upon conviction of any person who shall violate the provisions of this Act, he, she, or they shall be punished by a fine not less than one hundred dollars, nor more than five hundred dollars, or be imprisoned not less than six months nor more than one year, at the discretion of the Court.

**Same powers,  
&c., as Ninety-  
Six.** **SEC. 6.** That the said corporation shall have the same powers and privileges and be subject in every respect to the provisions of the charter granted to the town of Ninety-Six by an Act entitled "An Act to incorporate the town of Ninety-Six," approved March 13th, 1872.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 552. AN ACT TO RENEW "AN ACT TO INCORPORATE THE VIGILANT FIRE ENGINE COMPANY OF COLUMBIA," APPROVED JANUARY 27TH, 1870.

**SECTION 1.** Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the charter of the Vigilant Fire Engine Company of Columbia, approved on the twenty-seventh day of January, one thousand eight hundred and seventy, be, and the same is hereby, renewed, revived,

Charter ex-  
tended for 14  
years.  
14 Stat., 322.

and extended for the term of fourteen years, with all the rights, powers, and privileges granted in said Act of incorporation. A. D. 1884.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE THE GREENVILLE CONSERVATORY OF MUSIC.** No. 553.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Modeste G. DeCamps and his successors be, and they are hereby, created a body politic and corporate, by the name and style of the Greenville Conservatory of Music, a college of music located in the city of Greenville, in the State of South Carolina, and as such and by the said name of the Greenville Conservatory of Music shall be capable and liable in law and equity to sue and be sued, plead and be impleaded, to have and use a common seal and to make such by-laws and rules for the regulation of said Conservatory of Music as they may deem necessary: *Provided*, Said by-laws and rules be not repugnant to the Constitution and laws of this State and of the United States.

Incorporated.

Name.

Powers.

SEC. 2. That the said Conservatory of Music shall have power and authority to appoint such officers as they may think necessary and proper for the organization and government of their own body; and also all the officers, professors, tutors, and instructors of and in the said Conservatory of Music, and to remove the same at pleasure, and to exercise such general control and supervision over the officers, professors, tutors, instructors, affairs, and government of said Conservatory of Music as they may deem advisable.

Officers.

A. D. 1884.

May confer degrees, &c.,

Property.

Public Act.

**SEC. 3.** That the said Conservatory of Music shall have power and authority to confer and award such distinctions, honors, licenses, and degrees as are usually conferred and awarded in Conservatories of Music in the United States.

**SEC. 4.** That the said Conservatory of Music shall have power and authority to acquire and hold all such real and personal property as may be deemed necessary to the proper establishment and maintenance thereof, not to exceed in value the sum of fifty thousand dollars.

**SEC. 5.** That this Act shall be deemed and taken to be a public Act and shall continue of force until repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 554. AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF SPARTANBURG COUNTY TO ISSUE COUPON BONDS FOR THE PURPOSE OF REFUNDING THE INDEBTEDNESS OF SAID COUNTY, FALLING DUE IN THE YEARS 1887 AND 1891, UPON BONDS ISSUED IN AID OF THE ATLANTA AND RICHMOND AIR LINE RAILWAY COMPANY, OR TO BORROW MONEY TO PAY OFF SAME.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That for the purpose of refunding the indebtedness of the County of Spartanburg upon bonds issued in aid of the Atlanta and Richmond Air Line Railway Company, which bonds fall due in 1887 and 1891, the Board of County Commissioners of the County of Spartanburg be, and they are hereby, authorized and empowered to issue coupon bonds to an amount not exceeding the amount of the said bonds

*Refunding bonds in aid of Air Line Rail-way.*  
*14 Stat., 75.*

*Issue of bonds.*

falling due in the years 1887 and 1891, said bonds to bear interest at a rate not exceeding seven per cent. per annum, said interest to be payable semi-annually on the first day of July and the first day of January, respectively, of each and every year after the issuance thereof; said bonds to bear date 1 January, 1885, and the principal of said bonds to be payable twenty years from the date of the same: *Provided*, The amount of said bonds shall in no event exceed one hundred thousand dollars.

SEC. 2. Said bonds, or the proceeds of sale thereof, shall be used exclusively by said Board of County Commissioners in paying off the said bonds falling due as aforesaid in 1887 and 1891. Bonds to be used only for refunding.

SEC. 3. That should the Board of County Commissioners of Spartanburg County deem it advisable, or for the interest of said County, to borrow money and pay off said indebtedness, or any part of it, and not issue the bonds mentioned in Section 1 of this Act, that then they be, and are hereby, authorized and empowered to borrow such sum or sums of money as may be necessary for that purpose, and to execute the obligations of the County therefor: *Provided*, The amount to be borrowed shall not exceed one hundred thousand dollars and the rate of interest shall not exceed seven per cent. per annum. May borrow money.

SEC. 4. This Act shall go into effect immediately upon the approval thereof. When to take effect.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. AN ACT TO LIMIT THE FEES OF CLERKS OF COURT AND  
Registers of Mesne Conveyances for Filing and Indexing Liens on Crops and Certifying the Same.  
No. 555.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That after the passage of this Act it shall be the duty of the Clerks of the Court and Registers of Mesne Conveyances in every County of this State to endorse his official certificate upon every lien on a crop or crops filed in his office under existing provisions of law, and the only fee and compensation allowed said officer for filing, indexing, and certifying the same shall be the sum of fifteen cents for each lien so filed, indexed, and endorsed.

Fifteen cents  
the only fee  
allowed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 556. AN ACT TO INCORPORATE THE CO-OPERATION SAVINGS INSTITUTION OF CHARLESTON.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That George H. Tucker, Samuel Weiskopf, W. B. Ravenel, C. F. Middleton, R. R. Jervey, J. S. Felder, William F. Banagan, and Theodore D. Jervey, Jr., together with such persons who are or may hereafter be associated with them, be, and they are hereby, declared a body politic and corporate, for the purposes of buying and selling real estate, bonds, stocks, and other securities, and of making loans of

Incorporated.  
Purposes.

money secured by mortgages of real estate and pledges of personal security, by the name and style of the Co-operation Savings Institution, the capital stock of said institution to consist of one thousand shares; but as soon as three hundred shares are subscribed the corporation shall organize and commence operations; said shares to be paid by successive monthly installments of one dollar on each share as long as the corporation shall continue; the shares to be held, transferred, assigned, and pledged, and the holders thereof to be subject to such fines and forfeiture for default in their payments, according to such regulations as may be prescribed by the by-laws of said corporation.

A. D. 1884.  
Name.  
Capital stock.  
When to  
organize.

Shares.

SEC. 2. That the said corporation shall have power and authority to make any such rules and by-laws for its government as are not repugnant to the Constitution and laws of the land; shall have such members and succession of officers as shall be ordained and chosen according to their said rules and by-laws made or to be made by them; shall have and keep a common seal, and may alter the same at will; may sue and be sued, plead and be impleaded, in any Court of competent jurisdiction in this State; and shall have and enjoy all and every right and privilege incident and belonging to corporate bodies according to the laws of the land.

By-laws.

Members and  
officers.

Powers.

SEC. 3. That the said corporation shall have the power to take, purchase, and hold real estate, and to sell and transfer the same on such terms and on such conditions and subject to such regulations as may be prescribed by the rules and by-laws of such corporation: *Provided*, That the real estate held by the said corporation shall not at any time exceed the value of two hundred thousand dollars (\$200,000).

Real estate.

SEC. 4. The funds of the said corporation shall be invested in real estate, bonds, stocks, and such other property as the said corporation may direct; and shall be loaned upon such terms and conditions as the corporation may prescribe by its rules and by-laws; and it shall be lawful for said corporation to hold such real estate, bonds, stocks, and other property, so bought, mortgaged, or pledged to them, and may sell, alien, or otherwise dispose of the same, as from time to time it may deem expedient: *Provided*, That no interest shall be charged upon loans by the said corporation, to its members or others, in excess of the rate of interest fixed by the laws of this State.

Investment of  
funds.

Rate of in-  
terest.

SEC. 5. That the corporation shall continue for the space of five years from its organization, at the end of which time its entire property shall be sold and the proceeds divided *pro rata* among its then stockholders.

To continue  
for 5 years.

## STATUTES AT LARGE

A. D. 1884.

Liability of stockholders. SEC. 6. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his or her shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditor was made: *Provided*, That such demand shall have been payable in one year: *Provided, also*, That the proceedings to hold such stockholder liable therefor shall be commenced within two years after such debt may have become due, and whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder: *Provided, further*, That no person holding a share or shares as executor, administrator, trustee, or in any other fiduciary capacity, shall be liable therefor beyond the value of the estate held by him as such executor, administrator, trustee, or in any other fiduciary capacity.

Fraudulent misrepresentation of property. SEC. 7. That any fraudulent misrepresentation of the capital, resources, or property of said corporation by any officer or member thereof shall be deemed a misdemeanor, punishable by fine and imprisonment, or either, at the discretion of the Court.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 557.

## AN ACT TO RECHARTER MAXWELL'S BRIDGE.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, Rechartered and by the authority of the same, That the bridge known as Maxwell's Bridge, over Seneca River, in Oconee County, be, and the same is hereby, rechartered for the term of twenty-one years, and the same is vested in Mary L. Maxwell, Miriam Maxwell, and Annie

for 21 years.

Sloan, their heirs and assigns, with the same privileges and rates of toll as those heretofore allowed by law.

A. D. 1884.  
Rates of toll.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO PROHIBIT THE SALE OF SPIRITUOUS OR INTOXICATING LIQUORS IN THE TOWNS OF LOWNDESVILLE, BRADLEY, AND GREENWOOD, IN THE COUNTY OF ABBEVILLE.** No. 558.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That no license shall be granted to any person or persons to sell any kind of spirituous or intoxicating liquors, wines, beers, bitters, and fruit prepared with such liquors, in the towns of Lowndesville, Bradley, and Greenwood, Abbeville County, and the sale of such liquors, wines, beers, bitters, and fruit prepared with such liquors, is hereby prohibited within the incorporate limits of said town.

SEC. 2. That any person violating the provisions of this Act shall, upon conviction thereof, be fined in a sum not less than two hundred dollars, or be imprisoned for a term not less than six months, or both fined and imprisoned, at the discretion of the Court trying the cause.

SEC. 3. That this Act shall go into effect immediately after its approval.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884.  
No. 559.

**AN ACT TO PROVIDE FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF Horry COUNTY OF THE QUESTION OF ISSUING BONDS OF SAID COUNTY TO AN AMOUNT NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000), THE SAME TO BE USED IN THE CONSTRUCTION OF A COURT HOUSE BUILDING AT CONWAY, IN Horry COUNTY.**

**SECTION 1.** *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That for the purpose of determining whether the people of Horry County desire the issuing of bonds of said County for the purpose of constructing a suitable Court House building at Conway in said County, it shall be the duty of the Board of County Commissioners for Horry County, and they are hereby authorized and required, to submit to the vote of the qualified electors of said County during the month of August, 1885, the question of "subscription" or "no subscription" in bonds of said County to the amount of ten thousand dollars, for the purpose of using the same in altering the present Court House building at Conway in said County or of remodeling the same.

**Conduct of the election.** SEC. 2. The said County Commissioners shall first give notice of said election for thirty (30) days previous to the time of holding the same in some newspaper published in said County, or by posting notice in three public places in each township, which notice shall specify the time and place and purpose of said election. And the said County Commissioners shall appoint three (3) Managers at each election precinct, who shall without compensation hold and conduct said election, at which election the ballots shall have written or printed thereon either the words "subscription" or "no subscription," and the said Managers shall within three (3) days thereafter make a return of the result of said election to the Chairman of the Board of County Commissioners of said County.

**Duty of County Commissioners.** SEC. 3. Should the result of said election show that a majority of the said qualified electors of said County voting at said election were in favor of "subscription," it shall be the duty of the said Board of

**Description of bonds.** County Commissioners to so declare, and they are hereby authorized, empowered, and directed to have ten thousand dollars (\$10,000) of coupon bonds of the said County of Horry, bearing interest at the rate of seven per cent. per annum, issued, of the denominations of \$100.00 and \$500.00 each, payable in from one to twenty years after the issuing of the same, so that five hundred dollars of the

**When payable.** Use of proceeds. same shall fall due annually, and which said bonds shall be used under the direction of the said Board of County Commissioners in

altering or remodeling the Court House building at Conway in said County, upon such plans and under such specifications as the said Board of County Commissioners shall direct.

A. D. 1884.

SEC. 4. That for the payment of the interest on said bonds the County Commissioners of said County are hereby authorized and required to assess annually upon the taxable property of said County such per centum as may be necessary to pay said interest, and retire five hundred dollars of said bonds each year until the whole of said bonds be retired, which shall be known and styled in the tax books as the Court House tax, which shall be collected by the Treasurer under the same regulations as are now provided by law for the collection of other taxes. Upon presentation of any past due coupon or bond, the said Treasurer shall pay and cancel the same, and return it within thirty days to the Board of County Commissioners, who shall receipt to him therefor.

Tax.

Coupons.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO INCORPORATE THE ATLANTIC DEPARTMENT OF THE No. 560.  
MUTUAL SELF-ENDOWMENT AND BENEVOLENT ASSOCIATION  
OF AMERICA.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That W. D. Mayfield, J. D. Mayfield, L. E. Mayfield, Thomas Duckett, and T. T. Earle, all citizens of this State, and their associates and successors, be, and they are hereby, created a body politic, under the name of the Atlantic Department of the Mutual Self-Endowment and Benevolent Association of America, with power to sue and be sued, contract and be contracted with; and shall have perpetual succession according to the constitution of said association, with the rights to hold and handle personal property and funds necessary for its purposes; and may make and use a common seal, and

Incorporated.

Name.  
Powers.

A. D. 1884.

adopt such by-laws as may be deemed necessary to carry out the purposes of this Act of incorporation.

Location.

SEC. 2. The principal office shall be at Greenville, S. C.

Directors.

SEC. 3. The affairs of said corporation shall be managed by five Directors named in Section one of this Act. Vacancies in the Board of Directors may be filled by the Board itself. This Board shall elect from its members a President, Vice President, Secretary, Treasurer, and Medical Director.

Objects.

SEC. 4. The object of this association shall not be to create capital, or to speculate, but to provide a beneficiary fund for the families or relations of deceased members and to pay its members endowments during the progress of life, said funds to be raised by assessments made on the members of the association, and to provide also for the education of minor children of deceased members.

Policies, and how paid.

SEC. 5. The policies of said association shall have five coupons attached, each coupon equal to one-fifth of the amount of said policy, and said coupons shall mature in from four to ten years according to the coupon maturity table of said association. Of each assessment made, as provided in Section 4 of this Act, one-fifth shall be applied at once to the payment of death benefits, and four-fifths to the payment of first maturing coupons, according to the by-laws and constitution of said association.

Limit on policies.

SEC. 6. The said association shall issue policies for a sum not exceeding ten thousand dollars to one person.

When to be paid.

SEC. 7. The fund due deceased members shall be paid within ninety days after proof of death, made in accordance with the by-laws of said association.

Report to Comptroller General.

SEC. 8. The said association shall annually report to the Comptroller General of this State the amount of business done, the number and amount of policies and coupons paid, and such other facts as by the laws of this State are required of other and kindred associations.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO PROVIDE FOR A SEAL OF OFFICE FOR EACH COUNTY SCHOOL COMMISSIONER IN THIS STATE AND TO REQUIRE THE COUNTY COMMISSIONERS TO FURNISH THE SAME.**

A. D. 1884.

No. 561.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That every County School Commissioner in this State shall keep in his office a die, in a circular form, upon the centre of which shall be engraved in capital letters the word "seal," and on the circumference the proper words indicating his office, which shall be regarded as the seal of his office, and which he shall be required to impress upon all papers issued from his office, and affix his name to such paper. To be impressed on all papers.

And it shall be the duty of the Board of County Commissioners in each County of this State to furnish the School Commissioners of their respective Counties with said seal.

SEC. 2. That this Act shall not go into effect until the first day of May, 1885. When to take effect.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF GREENVILLE COUNTY TO REOPEN A CERTAIN ROAD.** No. 562.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Greenville County are hereby authorized and required to reopen upon the original bed that portion of the White Horse Road which was closed by the construction of White Horse Road.

## STATUTES AT LARGE

A. D. 1884.  
 Location.

the Air Line Railroad, from a point three miles West of the city of Greenville, where it intersects the Pendleton Road, to a point about three miles Southwest of said city, where it intersects the Easley Bridge Road.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 563. AN ACT TO INCORPORATE THE CAROLINA SEABOARD RAILROAD COMPANY.

*SECTION 1.* Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Incorporated. General Assembly, and by the authority of the same, That the several persons who shall or may associate together, as hereinafter prescribed, for the purpose of establishing a railroad from the city of Charleston, in this State, to the North Carolina line, in the direction of Wilmington, North Carolina, and their successors, shall be, and are hereby, incorporated as a body politic, in deed and in law, by the name of the "Carolina Seaboard Railroad Company."

Name. Succession. SEC. 2. That the said corporation, by their name aforesaid, shall have perpetual succession of officers and members, to be appointed according to the by-laws and regulations which may be established for the government of the said corporation; and they may have a common seal, with power to break, alter, and make new the same as often as they shall judge expedient.

Seal. Powers. SEC. 3. That the said corporation shall be able and capable in law to purchase, have, hold, take, receive, possess, retain, and enjoy to itself in perpetuity or for any term of years, any estate, real or personal, of whatsoever kind or nature soever, and to sell, alien, and dispose of the same as they may think proper; and, by the

name aforesaid, to sue and be sued, implead and be impleaded, answer and be answered unto, in any Court of law or equity; and to make such rules and by-laws, not repugnant nor contrary to the laws of the land, as for the good government of the said corporation may by the same be thought expedient or necessary.

A. D. 1884.

SEC. 4. That Robert C. Gilchrist, John C. Malonee, Oscar A. Johnson, Jr., James Allen, and Gustavus R. Whitridge, or a majority of them, are appointed Commissioners, who by themselves, or by an agent appointed by them in writing, are authorized to receive subscriptions to the capital stock of this corporation; for which purpose they shall meet on the first Tuesday in March after the ratification of this Act, in the city of Charleston, and then receive the subscriptions of all such persons as shall be desirous of subscribing and associating for the purpose of becoming members of the corporation.

Time and  
place of sub-  
scriptions.

SEC. 5. That the said company be, and is hereby, authorized and empowered to construct, maintain, and operate a railroad, extending from Hog Island, in harbor of Charleston, or the town of Mount Pleasant, in the County of Berkeley, to the North Carolina line in the direction of Wilmington, North Carolina, passing through the Counties of Berkeley, Georgetown, and Horry, by such route as shall be found most suitable and advantageous. It shall be lawful for the said railroad to establish and maintain a ferry from the said Hog Island, or Mount Pleasant (either or both) to the city of Charleston, when said railroad is graded from Hog Island or the town of Mount Pleasant to the South bank of Santee River, and to construct bridges across such rivers and streams as may be found necessary to complete said railroad: *Provided*, All bridges across such rivers and streams as are navigable for vessels of over ten tons burthen shall be furnished with a suitable draw.

Route of road.

Ferry.

Bridges.

Draw in  
bridges.

Vessels.

SEC. 6. That the said company may also own, lease, or charter such steamers, or vessels, or other water craft, as may be necessary to conduct a general freighting and passenger business.

SEC. 7. That the capital stock of the said company shall be one and a half millions of dollars, in shares of fifty dollars each, with privilege of increasing the said capital stock to such an amount as may be found necessary to carry out the intention and purposes of this Act, not to exceed three million dollars, and the shares shall be personal property, transferable in such manner as the by-laws may direct. Subscriptions to such capital stock may be made in money, land, material, labor, or such other valuable equivalent as the said corporation may determine to receive.

Capital stock.

Shares.

A. D. 1884.

Liability of stockholders. SEC. 8. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his share or shares therein, not exceeding 5 per cent. of the par value of the share or shares held by him at the time the demand of the creditors was created: *Provided*, That such demand shall have been payable within one year: *Provided, also*, That proceedings to hold such stockholders liable therefor shall be commenced whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder: *Provided, further*, That persons holding stock in such company as executors, administrators, or by way of collateral security, shall not be personally subject to the liabilities of the stockholders under the foregoing provisions, but the persons pledging such stock shall be liable as a stockholder, and the estates and funds in the hands of such executors or administrators shall be liable in their hands in like manner and to the same extent as the deceased testator or intestate, or the ward or person interested in such trust fund, would have been if they had respectively been living and competent to act and hold the stock in their own names.

First installment.

Meeting for organization.

Organization writing.

of.

SEC. 9. That on each share of the stock subscribed the subscribers shall pay to the said Commissioners at the time of subscription five per cent. thereof in good and lawful money of the United States, the said Commissioners giving a receipt for the same; and whenever the sum of five thousand dollars shall be subscribed, as aforesaid, the said Commissioners shall, at the earliest time advisable thereafter, appoint a day of meeting in the city of Charleston for the purpose of organizing the company, of which due notice shall be given to the subscribers by the said Commissioners, in writing, at least five days prior to the day of meeting. At said meeting, or at some adjournment thereof, called for the purpose of organization, the organization shall be effected substantially as follows, viz.: By the adoption of a resolution accepting this charter. 2d. By adopting by-laws for the government of the officers and of the corporation. 3d. By electing a Board of Directors. Should any irregularities occur in effecting said organization, the stockholders may correct the same at any meeting called for the purpose, due notice as above to be given of the same.

Other roads.

Proviso.

SEC. 10. That the said company shall have full power to connect with or cross all other railroads on its proposed line, and also to unite or consolidate with other railroads, either in or out of the State, in such manner and upon such terms as may be agreed between the companies so consolidating: *Provided*, The same be not inconsistent with the laws of the State: *Provided, further*, That it

OF SOUTH CAROLINA.

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shall not be lawful for said railroad company to consolidate with any other railroad company whose railroad shall run parallel with the railroad track of said railroad company, and between any two points touched by said railroad.

A. D. 1884.

SEC. 11. That for the purpose of acquiring such lands or right of way as they may require for the location and construction of the said railroad, or for the erection or location of such depots, warehouses, wharves, ferry slips, and other necessary establishments, or for extending or altering the same, the said company shall have every right, privilege, and power granted by Title XII, Chapter XL, of the General Statutes of this State.

SEC. 12. That the said Carolina Seaboard Railroad Company shall have power to mortgage its property and issue bonds, at such rates of interest not exceeding the legal rates, and upon such terms and conditions, and for such uses and purposes of said corporation, as the Board of Directors may deem necessary or expedient.

SEC. 13. That any stockholder who shall fail to pay any calls made by the Directors shall forfeit his stock and all payments thereon, or the President and Directors may recover the amount of such calls by suit.

SEC. 14. That this Act shall go into effect on and after its passage, and shall remain in force for a period of thirty years.

In force for 30 years.

SEC. 15. That this charter shall be null and void if said road is not commenced on or before the 31st December, 1886, and completed in ten years thereafter.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.  
HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884.  
Liability of stockholders. SEC. 6. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his or her shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditor was made: *Provided*, That such demand shall have been payable in one year: *Provided, also*, That the proceedings to hold such stockholder liable therefor shall be commenced within two years after such debt may have become due, and whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder: *Provided, further*, That no person holding a share or shares as executor, administrator, trustee, or in any other fiduciary capacity, shall be liable therefor beyond the value of the estate held by him as such executor, administrator, trustee, or in any other fiduciary capacity.

Fraudulent misrepresentation of property. SEC. 7. That any fraudulent misrepresentation of the capital, resources, or property of said corporation by any officer or member thereof shall be deemed a misdemeanor, punishable by fine and imprisonment, or either, at the discretion of the Court.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 557.

## AN ACT TO RECHARTER MAXWELL'S BRIDGE.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, <sup>Rechartered for 21 years.</sup> and by the authority of the same, That the bridge known as Maxwell's Bridge, over Seneca River, in Oconee County, be, and the same is hereby, rechartered for the term of twenty-one years, and the same is vested in Mary L. Maxwell, Miriam Maxwell, and Annie

Sloan, their heirs and assigns, with the same privileges and rates of toll as those heretofore allowed by law.

A. D. 1884.

Rates of toll.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO PROHIBIT THE SALE OF SPIRITUOUS OR INTOXICATING LIQUORS IN THE TOWNS OF LOWNDESVILLE, BRADLEY, AND GREENWOOD, IN THE COUNTY OF ABBEVILLE.** No. 558.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That no license shall be granted to any person or persons to sell any kind of spirituous or intoxicating liquors, wines, beers, bitters, and fruit prepared with such liquors, in the towns of Lowndesville, Bradley, and Greenwood, Abbeville County, and the sale of such liquors, wines, beers, bitters, and fruit prepared with such liquors, is hereby prohibited within the incorporate limits of said town.

SEC. 2. That any person violating the provisions of this Act shall, upon conviction thereof, be fined in a sum not less than two hundred dollars, or be imprisoned for a term not less than six months, or both fined and imprisoned, at the discretion of the Court trying the cause.

SEC. 3. That this Act shall go into effect immediately after its approval. When to take effect.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884.  
 Liability of  
 stockholders.

SEC. 6. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his or her shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditor was made: *Provided*, That such demand shall have been payable in one year: *Provided, also*, That the proceedings to hold such stockholder liable therefor shall be commenced within two years after such debt may have become due, and whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder: *Provided, further*, That no person holding a share or shares as executor, administrator, trustee, or in any other fiduciary capacity, shall be liable therefor beyond the value of the estate held by him as such executor, administrator, trustee, or in any other fiduciary capacity.

Fraudulent misrepresentation of property. SEC. 7. That any fraudulent misrepresentation of the capital, resources, or property of said corporation by any officer or member thereof shall be deemed a misdemeanor, punishable by fine and imprisonment, or either, at the discretion of the Court.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 557.

## AN ACT TO RECHARTER MAXWELL'S BRIDGE.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, Rechartered and by the authority of the same, That the bridge known as Maxwell's Bridge, over Seneca River, in Oconee County, be, and the for 21 years. same is hereby, rechartered for the term of twenty-one years, and the same is vested in Mary L. Maxwell, Miriam Maxwell, and Annie

OF SOUTH CAROLINA.

899

Sloan, their heirs and assigns, with the same privileges and rates of toll as those heretofore allowed by law.

A. D. 1884.

Rates of toll.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO PROHIBIT THE SALE OF SPIRITUOUS OR INTOXICATING LIQUORS IN THE TOWNS OF LOWNDESVILLE, BRADLEY, AND GREENWOOD, IN THE COUNTY OF ABBEVILLE. No. 558.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That no license shall be granted to any person or persons to sell any kind of spirituous or intoxicating liquors, wines, beers, bitters, and fruit prepared with such liquors, in the towns of Lowndesville, Bradley, and Greenwood, Abbeville County, and the sale of such liquors, wines, beers, bitters, and fruit prepared with such liquors, is hereby prohibited within the incorporate limits of said town.

SEC. 2. That any person violating the provisions of this Act shall, upon conviction thereof, be fined in a sum not less than two hundred dollars, or be imprisoned for a term not less than six months, or both fined and imprisoned, at the discretion of the Court trying the cause.

SEC. 3. That this Act shall go into effect immediately after its approval. When to take effect.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884.  
 Liability of  
 stockholders.

SEC. 6. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his or her shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditor was made: *Provided*, That such demand shall have been payable in one year: *Provided, also*, That the proceedings to hold such stockholder liable therefor shall be commenced within two years after such debt may have become due, and whilst he remains a stockholder therein, or within two years after he shall have ceased to be such stockholder: *Provided, further*, That no person holding a share or shares as executor, administrator, trustee, or in any other fiduciary capacity, shall be liable therefor beyond the value of the estate held by him as such executor, administrator, trustee, or in any other fiduciary capacity.

Fraudulent misrepresentation of property. SEC. 7. That any fraudulent misrepresentation of the capital, resources, or property of said corporation by any officer or member thereof shall be deemed a misdemeanor, punishable by fine and imprisonment, or either, at the discretion of the Court.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 557.

## AN ACT TO RECHARTER MAXWELL'S BRIDGE.

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, Rechartered for 21 years. and by the authority of the same, That the bridge known as Maxwell's Bridge, over Seneca River, in Oconee County, be, and the same is hereby, rechartered for the term of twenty-one years, and the same is vested in Mary L. Maxwell, Miriam Maxwell, and Annie

OF SOUTH CAROLINA.

899

Sloan, their heirs and assigns, with the same privileges and rates of toll as those heretofore allowed by law.

A. D. 1884.  
Rates of toll.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO PROHIBIT THE SALE OF SPIRITUOUS OR INTOXICATING LIQUORS IN THE TOWNS OF LOWNDESVILLE, BRADLEY, AND GREENWOOD, IN THE COUNTY OF ABBEVILLE.

No. 558.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That no license shall be granted to any person or persons to sell any kind of spirituous or intoxicating liquors, wines, beers, bitters, and fruit prepared with such liquors, in the towns of Lowndesville, Bradley, and Greenwood, Abbeville County, and the sale of such liquors, wines, beers, bitters, and fruit prepared with such liquors, is hereby prohibited within the incorporate limits of said town.

SEC. 2. That any person violating the provisions of this Act shall, upon conviction thereof, be fined in a sum not less than two hundred dollars, or be imprisoned for a term not less than six months, or both fined and imprisoned, at the discretion of the Court trying the cause.

SEC. 3. That this Act shall go into effect immediately after its approval.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. resolution of the said Board, which subscription shall be made in six per cent. coupons, as hereinbefore provided, with interest pay-

Payment of bonds. able annually. In all subscriptions made under the direction of a

County or township election as authorized by this Act, it shall be so expressed in the bonds and coupons issued in payment of such subscription; and all the tax levies for the purpose of raising funds to pay the said bonds or coupons shall be made only upon the taxable property in such County or township; and if a majority of the ballots cast in any town or city election shall be for subscription, the proper authorities of such town or city are authorized and required to subscribe in behalf of such town or city in like manner and to like extent as the County Commissioners are herein required in cases of County or township subscriptions.

Townships incorporated. SEC. 7. That the townships in the Counties of Spartanburg, Union, and Laurens through which the said railroad may be located, and any other townships in said Counties which may be interested in the construction of said railroad and may vote a subscription thereto, be, and they are hereby, created bodies politic and corporate under their respective names, and they are invested with all the necessary powers to carry out the provisions of this Act, and they may sue and be sued in respect to any rights or causes growing out of the provisions of this Act; and the County Commissioners of the Counties of Spartanburg, Union, and Laurens are

County Commissioners agents of Townships. hereby declared to be corporate agents of the townships mentioned in their respective Counties.

Payment of interest. SEC. 8. That for the payment of the interest on said bonds the County Auditor, or the City or Town Treasurer, or other officer in said County, town, or city discharging such duties, as the case may be, shall be authorized and required to assess annually upon the

Assessment of tax. property of such County, township, town, or city such per centum as may be necessary to pay said interest, which shall be known and styled in the tax books as said railroad tax, which shall be collected by the Treasurer under the same regulations as are provided by law for the collection of taxes in any of the Counties, townships, towns, or cities so subscribing, and shall be paid over by the said Treasurer to the holders of said bonds as the said interest shall become due.

Representation of stock. SEC. 9. That in all conventions of the stockholders of said company, such County, township, town, or city as may subscribe to the capital stock thereof may be represented by not less than three nor more than five delegates, who shall be chosen by a convention of

the property-holding voters of said County, township, town, or city, private stockholders representing their own stock in person or by proxy, duly executed.

A. D. 1884.

SEC. 10. That the said railroad company shall have every right, privilege, and power necessary for the purpose of acquiring such lands or rights of way as they may require for the location or construction, by any route the Directors may agree upon, of said railroad, or for the erection or location of depots, warehouses, stations, or other necessary establishments, or for extending or altering the same, and the said company shall have the benefit of every process or proceeding and be subject to all the restrictions now provided by law in such cases.

Rights of  
way.

SEC. 11. That the said company is authorized to purchase, lease, or consolidate with any railroad company now existing or which may hereafter exist under the laws of this State, or any other State, with which its lines may connect.

Other roads.

SEC. 12. Each stockholder in the said corporation shall be jointly and severally liable to the creditors thereof in an amount, besides the value of his share or shares therein, not exceeding five per cent. of the par value of the share or shares held by him at the time the demand of the creditors was created: *Provided*, That such demand shall have been payable within one year: *Provided, also*, That proceedings to hold such stockholders liable therefor shall be commenced whilst he remains a stockholder therein or within two years after he shall have ceased to be such stockholder: *Provided, further*, That persons holding stock in such company as executors, administrators, or by way of collateral security, shall not be personally subject to the liabilities of the stockholders under the foregoing provisions; but the person pledging such stock shall be liable as a stockholder, and the estates and funds in the hands of such executors or administrators shall be liable in their hands, in like manner and to the same extent as a deceased testator or intestate, or the ward or person interested in such trust fund, would have been if they had respectively been living and competent to act and hold the stock in their own names.

Liability of  
stockholders.

SEC. 13. That this Act shall be a public Act, to continue of force for thirty years and to take effect on and after its passage: *Provided*, That this charter shall cease and determine unless the construction of said railroad is commenced on or before January first, 1888, and completed on or before January first, 1898.

Public Act,  
in force for 30  
years.  
Proviso.

A. D. 1884.  
Repealing clause. SEC. 14. That all Acts and parts of Acts inconsistent with this Act, in so far as they affect this Act, be, and the same are hereby, repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 568. AN ACT TO PROVIDE FOR THE EXEMPTION OF CERTAIN PORTIONS OF BERKELEY AND CHARLESTON COUNTIES FROM THE OPERATIONS OF PART I, TITLE X, CHAPTER XXVII, OF THE GENERAL STATUTES, RELATING TO THE GENERAL STOCK LAW AND FENCING STOCK.

*Election to determine exemption.* SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That such portions of Berkeley and Charleston Counties as are included within the lines hereinafter defined be, and the same are hereby, exempted from the provisions of Part I, Title X, Chapter XXVII, relating to the General Stock Law and fencing stock, and that within the said limits all live stock may be permitted to range at large without being confined by fences: *Provided*, Two-thirds of the taxpayers within said limits vote in favor of such exemption at an election for that purpose hereinafter provided for.

*Boundaries.* SEC. 2. That the portions of said Counties in the foregoing Section referred to shall be bounded by the following lines, to wit: Commencing on the South bank of Santee River, at the point where the track of the Northeastern Railroad touches the same, along the Eastern side of the said track to the point where said track crosses the Santee Canal; from that point along the Eastern bank of said canal to the point where the said canal touches the Western branch of Cooper River; from that point along the Eastern bank of said

river to the intersection of said branch with the Eastern branch thereof; thence along the Eastern bank of the main trunk of said Cooper River to its intersection with Wando River; thence along the Southern bank of Wando River to a point due North of the head waters of Owendaw Creek, and along the East bank of said creek to the sea; thence following the seacoast line of Charleston County to the mouth of Santee River, and along said river, the same being the County line, to the point of intersection of the track of the Northeastern Railroad with the said river.

SEC. 3. That the County Commissioners of Berkeley County and the County Commissioners of Charleston County shall, as soon as practicable, order an election to be held at the various polling precincts in those portions of their respective Counties which are included within the limits hereinbefore defined, which said election shall be held after thirty days' advertisement in a newspaper published in each of the said Counties.

SEC. 4. That the County Commissioners of each of the Counties aforesaid, upon the return of the Commissioners of Election that the said exemption is agreed to by two-thirds of the taxpayers within the said limits, shall, without further delay, proceed to erect fences along the lines hereinbefore indicated, and shall have power to accept as natural fences all streams, canals, and seas which may at any point of such boundary lines in their opinion constitute natural boundaries sufficient to do the office of such fences.

SEC. 5. That the said County Commissioners shall assess and levy a tax sufficient to pay the expenses of holding the election aforesaid and of building such fences as may become necessary and proper under this Act in their respective Counties on all live stock returned and taxable within the districts hereinbefore exempted from the operation of the law aforesaid: *Provided*, That the County of Charleston be assessed to pay for no fencing within the limits of Berkeley County.

SEC. 6. That the fences herein provided for shall be constructed and the law of exemption go into effect on the first day of November, A. D. 1885; otherwise this Act shall be of no effect and void.

SEC. 7. That in case at any time hereafter the whole or any part of the fence or fences, the construction of which is provided for in this Act, shall be totally or partially destroyed by fire or otherwise, that then and as often as such event shall happen, such fence or fences shall be re-erected within thirty (30) days thereafter by the said County Commissioners on the lines hereinbefore indicated, and otherwise this Act shall be of no effect and void; and for the purpose of raising funds for defraying the expenses of re-erecting

A. D. 1884.

Election to be ordered.

Fences to be built.

Natural fences.

Tax on stock.

Proviso.

When to go into effect.

Fences destroyed.

A. D. 1884. such fence or fences, the said County Commissioners shall have the same powers to assess and levy taxes as are herein provided in reference to the original erection of such fence or fences.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 569. AN ACT TO FIX THE TIMES FOR THE HOLDING OF COURTS IN THE SEVENTH CIRCUIT, SO FAR AS THE SAME RELATES TO THE COUNTIES OF NEWBERRY AND SPARTANBURG.

**Newberry.** SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Circuit Courts for the County of Newberry shall be held as follows: The Courts of General Sessions at Newberry, for the County of Newberry, on the first Mondays in February and second Mondays in July and November; and the Courts of Common Pleas at the same place on the Wednesday next following the first Monday in February and the second Monday in November.

**Spartanburg.** SEC. 2. That the Circuit Courts for the County of Spartanburg shall be held as follows: The Court of General Sessions at Spartanburg, for the County of Spartanburg, on the third Monday in March, the fourth Monday in June and the third Monday in October; and the Courts of Common Pleas at the same place on the Wednesday next following the third Monday in March, the fourth Monday in June and the third Monday in October.

**Repealing clause.** SEC. 3. That all provisions of Acts heretofore enacted fixing other times than is herein provided for the holding of regular terms of the aforesaid Courts in the Counties of Newberry and Spartanburg be, and the same are hereby, repealed.

SEC. 4. The provisions of the Act entitled "An Act to regulate the drawing and term of service of jurors in the Counties of Spartanburg, Abbeville, and Newberry," approved 21st December, 1883, shall apply to the June Terms of the Courts of Common Pleas and General Sessions for Spartanburg County.

A. D. 1884.  
A. A., 1883,  
ante 316, as to  
juries, m a d e  
applicable to  
June Terms in  
Spartanburg.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO PROHIBIT THE SALE OF SPIRITUOUS LIQUORS IN THE TOWN OF UNION IN THIS STATE.** No. 570.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the sale of spirituous liquors of any kind in the town of Union, in this State, is hereby prohibited, and it shall not be lawful for the corporate authorities of said town to issue any license for such purpose.

SEC. 2. That upon the conviction of any one who shall violate the provisions of this Act, he, she, or they shall be punished by a fine not exceeding five hundred dollars (\$500) or imprisoned not exceeding twelve months, at the discretion of the Court.

SEC. 3. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884. **AN ACT TO AMEND SECTION 2258 OF THE GENERAL STATUTES,  
RELATING TO THE DRAWING AND EMPANELING OF JURIES,  
AND ALL ACTS AMENDING THE SAME, BY EXCEPTING FROM  
THE OPERATIONS THEREOF THE COUNTY OF WILLIAMSBURG.**

<sup>Gen. Stat.,  
#2258, amend-  
ed.</sup> **SECTION 1. Be it enacted by the Senate and House of Repre-  
sentatives of the State of South Carolina, now met and sitting in  
General Assembly, and by the authority of the same, That Section  
2258 of the General Statutes of South Carolina, relating to the  
drawing and empaneling of juries, and all Acts amending the same,  
be, and they are hereby, amended by striking out therefrom the  
<sup>Williamsburg  
County ex-  
cepted.</sup> word "Williamsburg," so as to except from the operations of the  
said Section, and the amendments thereto, the County of Williams-  
burg.**

In the Senate House, the twenty-fourth day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, 1884.

HUGH S. THOMPSON,  
Governor.

**No. 572. AN ACT TO AMEND THE MILITIA LAW SO AS TO LIMIT THE  
NUMBER OF AIDES-DE-CAMP TO THE GOVERNOR.**

<sup>Number of  
Aides in  
future.</sup> **SECTION 1. Be it enacted by the Senate and House of Repre-  
sentatives of the State of South Carolina, now met and sitting in  
General Assembly, and by the authority of the same, That the  
number of Aides-de-Camp to the Governor shall hereafter not  
exceed seven, but this Act shall not be construed to revoke the  
commission of any present officers of the Governor's staff.**

In the Senate House, the twenty-fourth day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, 1884.

HUGH S. THOMPSON,  
Governor.

AN ACT TO PROVIDE FOR THE COMPLETION OF THE MAIN  
BUILDING OF THE STATE HOUSE.A.D. 1884.  
No. 573.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the sum of seventy-five thousand dollars (\$75,000) be, and the same is hereby, appropriated for the purpose of defraying the expenses of continuing the construction of the State House for the year 1885.

SEC. 2. This appropriation shall only be used in completing the construction of the main building, and shall not be used for any portion of the work not absolutely necessary for the preservation of the said main building, and for lighting, heating, and sewerage of the buildings.

SEC. 3. That the Governor, Secretary of State, and Comptroller General be, and they are hereby, appointed a Commission to let out the work herein authorized, to make all necessary contracts, including the employment of an architect, and to see that said work is completed according to contract.

SEC. 4. That the Superintendent or Directors of the Penitentiary, at the request of said Commission, shall furnish as much building material and convict labor as the said Commission may deem necessary in the work herein authorized to be done.

SEC. 5. That of the amount hereinbefore appropriated the sum of thirty thousand dollars may be taken and used from the amount which the Governor and State Treasurer are authorized to borrow under the provisions of Section 15 of an Act to raise supplies and make appropriations for the fiscal year commencing November 1st, 1884.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1791. **AN ACT TO AMEND SECTIONS TWO AND THREE OF AN ACT  
ENTITLED "AN ACT TO INCORPORATE CAMDEN," APPROVED  
THE 19TH DAY OF FEBRUARY, A. D. 1791.**

*Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That Sections two (2) and three (3) of an Act entitled "An Act to incorporate the town of Camden," approved the 19th day of February, A. D. 1791, be, and the same is hereby, stricken out and the following

*Intendant and Wardens.* inserted in lieu thereof: That the said town shall be governed by an Intendant and four Wardens, who shall have resided in the

*Election.* State one (1) year and within the limits of the corporation for sixty (60) days immediately preceding their election. The said Intendant and Wardens shall be elected on the first Tuesday in April next after this Act shall go into effect, and on the first Tuesday in April in every alternate year thereafter, ten days' notice being previously given, and shall continue in office for two years, and until the election and qualification of their successors; and all male inhabitants of the said town who shall have attained the age of twenty-one years, and resided therein sixty (60) days, and in the State twelve (12) months next immediately preceding the election, shall be entitled to vote for said Intendant and Wardens. That the said election shall be held in some convenient place in said town from eight (8) o'clock in the morning to six (6) o'clock in the afternoon, and when the polls shall be closed the Managers shall forthwith count the votes and declare the election, giving notice in writing to the persons elected. The Intendant and Wardens for the time being shall appoint the Managers to conduct the election, who, before they open the polls for the said election, shall take an oath fairly and impartially to conduct the same. And the Intendant and Wardens, before entering upon the duties of their offices,

*Managers.* shall respectively take and subscribe the oath prescribed by the Constitution of this State and the following oath, to wit: "As Intendant (or Warden) of the town of Camden, I will equally and impartially, to the best of my ability, exercise the trust imposed in me, and will use my best endeavors to preserve the peace and carry into effect, according to law, the purpose for which I have been elected; so help me God." And if any person upon being elected

*Oath.* Intendant or Warden shall refuse to act as such, he shall forfeit and pay to said town Council the sum of twenty dollars for the use

*Refusal to serve.*

of said town: *Provided*, This Act shall not go into effect until from and after the first day of January, A. D. 1886.

A. D. 1884.

When to  
take effect.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO ALTER AND AMEND THE CHARTER OF THE TOWN No. 575.  
OF DARLINGTON.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act, all persons who are citizens of this State, and who may have resided for sixty days within the corporate limits of the town of Darlington, shall be deemed, and are hereby declared to be, a body politic and corporate, and the said town shall be called the town of Darlington. Incorporated.

SEC. 2. That the corporate limits of the said town shall extend one mile from the Court House, except on the North, Northeast, and East, which shall be bounded by Swift Creek, and on the West shall be bounded by branch running from a point near the site of the old steam mill, about a mile from the Court House, and emptying into Swift Creek. Name. Limits of town.

SEC. 3. That the municipal powers of the town of Darlington shall be, and they are hereby, vested in a Mayor and four Aldermen, who shall be denominated the Mayor and Aldermen of the town of Darlington. Mayor and Aldermen.

SEC. 4. That the Mayor and Aldermen of said town shall be persons who are constitutionally qualified to vote for members of the General Assembly of this State, and who shall have resided within the corporate limits of the said town for sixty days preceding election to such office. Who eligible.

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Elections.

SEC. 5. That the election of Mayor and Aldermen for said town shall be holden on the third Tuesday in December every two years, and except as hereinafter qualified. That the next election shall be held on the second Monday in April, 1885. The Mayor and Aldermen next succeeding shall be elected on the third Tuesday in December, 1886; and the election for the said town officials shall take place at the same time every two years thereafter. The newly elected Mayor and Aldermen shall go into office on the first day of January next after this election, except when the first day of Janu-  
ary shall come on Sunday, and then the Monday following, except the election to take place in April next, and at that time the said Mayor and Aldermen shall go into office as now required by law.

Term of office. All the town officials now in office or hereafter to be elected shall hold office until their successors are elected and qualified. At all

Voters. elections for Mayor and Aldermen of the said town, all persons who have for sixty days previous to the day of said election been residents within the corporate limits of said town, and who are duly qualified under the Constitution and the laws of the State to vote for members of the General Assembly, shall be entitled to vote:

Registration. *Provided, however,* That it shall be the duty of the Mayor and Aldermen of said town to require a registration of all voters of said town as a prerequisite to voting at any election for Mayor and Aldermen thereof, and for this purpose full power is hereby vested in the Mayor and Aldermen of said town to prescribe the time, place, manner, and terms of said registration of voters, by an ordinance for that purpose.

Special elections. SEC. 6. If for any reason the election hereinbefore provided for shall fail to be held at the time appointed therefor, it shall be the duty of the Mayor and Aldermen of the said town to order an election to be held as soon as practicable thereafter, and they shall give notice by publication for two weeks in the said town of the time and place of such election. The persons who shall be chosen at such election shall qualify and enter upon the duties of the offices to which they have been elected on the Monday following such election.

Illegal voting. SEC. 7. That the Mayor and Aldermen of said town shall have authority to try any person for voting without legal authority so to vote at any election for Mayor and Aldermen or any of them, and to impose as a punishment therefor, upon any person convicted by them, a fine not exceeding twenty-five dollars, or imprisonment for not more than thirty days, or both, at the discretion of the Council.

SEC. 8. That the election of Mayor and Aldermen shall be held at some convenient place in the said town from eight o'clock in the morning until six of the clock in the afternoon, when the polls shall be closed and the Managers of Election shall forthwith count the votes, declare the election, and give notice thereof to the persons who shall have been elected; the Mayor and Aldermen for the time being shall give ten days' notice, by public advertisement thereof, of the time and place of holding said election, and shall appoint three citizens of said town as Managers of said election; and the said Managers of Election, before they shall open the polls, shall take an oath, before some one qualified to administer oaths in this State, that they will fairly and impartially conduct said election; and any citizen who has been appointed a Manager of Election and shall fail or refuse to serve shall be subject to a fine of twenty dollars, to be imposed by the Mayor and Aldermen of said town; and the Mayor and Aldermen of said town are empowered to pass all ordinances, rules, and regulations for the fair and just management of said elections, and to punish all offenses against the same by fine not exceeding twenty dollars or imprisonment not exceeding thirty days.

SEC. 9. That the Mayor and Aldermen to be elected as above directed shall, before they enter upon the duties of their respective offices, take the oath prescribed by the Constitution of this State, and in addition thereto take the following oath: As Mayor (or Alderman, as the case may be,) of the town of Darlington, I will equally and impartially, to the best of my skill and judgment, exercise and discharge the trust reposed in me, and will endeavor to carry into effect the purposes for which I have been elected. So help me God.

SEC. 10. That any person who has been elected to the office of Mayor or Alderman and shall refuse to serve, shall pay the sum of twenty-five dollars for the use of said town: *Provided, however,* That if the person so elected and refusing to serve be over the age of sixty years, or has served as Mayor or Alderman at any time within the period of three years next preceding his election and refusing to serve, he shall be excused.

SEC. 11. That the Mayor and Aldermen, or, in the absence of the Mayor, the Aldermen, shall constitute a quorum for the transaction of business; and in case a vacancy shall occur in the office of Mayor or Alderman by death, resignation, removal, or for any other cause, an election to fill such vacancy shall be held by appointment of the Mayor and Aldermen, or Aldermen, as the case may be, which election shall be conducted in all respects and be subjected to

A. D. 1884.  
Place and  
hours of elec-  
tion.  
Powers of  
Managers.

Their duties.

Penalty for  
refusing to  
serve as Man-  
ager.

Ordinances.

Punishment.

Refusal to  
serve as  
Mayor.

Proviso.

Quorum.

Vacancies.

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all the regulations hereinbefore provided for annual elections; and in case of sickness or temporary absence of the Mayor, the Aldermen shall be empowered to elect one of their number to act as Mayor for the time; but this shall not prevent the Mayor from naming an Alderman to act as Mayor until a regular meeting of the Council, at which regular meeting the election of an Alderman to act as Mayor for the time being shall be held.

Meetings.

Seal.

Clerk and Treasurer.Other officers.Compensation and duties.Bonds.Proviso.Criminal cases.Streets and public property.Powers.Ordinances.Punishment.Offenders.

SEC. 12. That the Mayor and Aldermen shall meet as often as they may deem it necessary for the transaction of business. They shall provide and keep a common seal, which shall be affixed to all their ordinances, by-laws, rules, regulations, and licenses. And the said Mayor and Aldermen shall be empowered to elect a Clerk and Treasurer, whose compensation shall be fixed by the said Council,

and to employ one or more Marshals, night watchmen, street overseers, and such other necessary officers for said town, and to establish the compensation to be paid to said officers elected by them;

also, to fix the compensation to be paid to the Mayor of said town, which compensation shall in no event exceed two hundred and fifty

dollars, and to prescribe the duties of said officers, and to take bonds from said officers conditioned to secure the discharge of the duties pertaining to their respective offices: *Provided, however,* That all officers elected by the Mayor and Aldermen shall be subject to removal from office at their pleasure. The Marshals so elected shall be sworn and take the oath of office prescribed by the law for Constables.

SEC. 13. That the said Mayor or acting Mayor shall be vested with jurisdiction in all criminal cases for violation of the ordinances of said town equal to that now vested by law in Trial Justices in the State, and the Mayor or acting Mayor of said town shall hold a Court whenever necessary to dispose of such cases as may be ready for trial or other consideration.

SEC. 14. That the said Mayor and Aldermen shall have control over all streets, ways, pavements, sidewalks, bridges, public squares, public buildings, within the corporate limits of and belonging to

said town; and shall be clothed with full power to protect life, liberty, and property, both public and private, within the corporate

limits of said town and effectuate these grave trusts. The said Mayor and Aldermen are authorized to pass such ordinances, not inconsistent with the laws of this State, as in their judgment may be necessary, and to affix in said ordinances, to a violation thereof,

a fine not exceeding fifty dollars, or imprisonment for not more than thirty days; with full and complete authority to the Mayor of said town to try and punish all offenders against the ordinances

of said town without calling together the Aldermen of said town, unless he deems it advisable. That the said Mayor and Aldermen shall be charged with the duty of keeping all streets, ways, side-walks, pavements, bridges, sewers, and streams and drains within the corporate limits of the said town open and in good order; and to accomplish this duty they are clothed with all the powers of County Commissioners, but with the limitation that such powers shall only be exercised by them within the corporate limits of said town.

A. D. 1884.  
Streets,  
bridges, &c.

SEC. 15. That all persons by law liable to road duty, and who reside within the corporate limits of said town, shall be subject to the control of the said Mayor and Aldermen, who shall be empowered to fix the terms for commutation for persons liable to road duty, and the money received for a commutation as aforesaid shall be applied by them to the use of the said town; and all persons failing to work upon the streets and ways of said town when thereunto required, or who shall fail to pay the sum fixed for a commutation for said work, shall be fined not more than five dollars or imprisonment for not more than ten days for each and every offense: *Provided, however,* That any inhabitant of said town liable to do labor on the public roads and who resides within the corporate limits of said town shall not be liable to road duty except in the corporate limits of said town.

SEC. 16. That the said Mayor and Aldermen shall have the power and authority to impose taxes each year for the use of said town; that is to say, not exceeding fifty cents on each one hundred dollars worth of real and personal property being in the limits of said town, except the property of churches, charitable associations, and institutions of learning. The value of such real and personal property for the purpose of taxation shall be fixed and assessed as hereinafter provided.

Taxes.

SEC. 17. That the said Mayor and Aldermen shall annually appoint three citizens of said town to assess the value of real estate for taxation, and said Assessors, before entering upon their work, shall take an oath to fairly and impartially assess each parcel of real estate in said town, and a report, in writing, of the assessment as made by them shall be signed by said Assessors, and the same filed in the office of the Clerk of said town within the period of ten days next ensuing upon the date of their appointment to assess the real estate of said town. That the Assessors will not be required to give a complete description of each parcel of real estate assessed; the name of the owner, the quantity of the real estate, more or less, shall be all that is required of the Assessors, unless they think

Description  
of property.

A. D. 1884.

Compensation  
of Assessors.

Report to be  
filed.

Reduction of  
assessment.

Returns of  
personal prop-  
erty.

Penalties.

Executions.

it advisable to give a more complete description. That the said Assessors shall receive a compensation for their labor to be fixed by the Mayor and Aldermen of said town; and any person who has been appointed to assess the said real estate and shall refuse to perform the duties incident to said appointment shall be fined by the said Mayor and Aldermen not more than twenty-five dollars; and that the report of the assessment of real property for taxation shall remain in the office of the Clerk of said town for inspection of land owners for the twenty days next after the filing thereof; and it shall be in the power of the Mayor and Aldermen, for good cause shown, to reduce such assessment, if complaint against the same shall be made to them within twenty days next after filing of the assessment for taxation, but after the expiration of said twenty days such assessment for taxation shall be final.

SEC. 18. That the Mayor and Aldermen of said town shall publish a notice to all the inhabitants of the same, for two successive weeks, requiring every owner of personal property within the corporate limits of said town thereof to make a fair and just return on oath, before the Clerk of said town, within a time fixed in said published notice, of said personal property for taxation; and upon the failure of any person who is the owner, or is the agent of the owner, of any personal property within the limits of said town to make such return thereof for taxation, it shall be the duty of said Clerk to assess such personal property for taxation, and his said assessment shall be final. But it is expressly provided that in case the Mayor and Aldermen of said town are dissatisfied with the return of personal property made by the owners or agents of the owners of said personal property for taxation, they shall have the power to compel such property owner to come before them and fairly account for the personal property of such owner or agent. In case of neglect or refusal of the owner or agent to obey the summons of said Mayor and Aldermen to come before them and account for his personal property, then, and in such case, the said Mayor and Aldermen may fine the said person so refusing the sum of twenty-five dollars for such refusal, and the said Mayor and Aldermen shall be allowed to assess the personal property of the person who shall refuse to attend before them as aforesaid, for taxation, in their best judgment, the true value of said personal property.

SEC. 19. That the said Mayor and Aldermen, for the purpose of collecting the taxes upon real and personal property within the corporate limits of said town, and also to collect such fines as they may have imposed when the said taxes and said fines have not been paid by the persons against whom the said taxes have been

## OF SOUTH CAROLINA.

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assessed or against whom the said fines may have been  
have the power and authority to issue an execution ~~and~~ open inde-  
property, both real and personal, of the persons who have ~~and~~ safety,  
pay his or her taxes, or who has failed to pay the fine im-  
directed to the Sheriff of Darlington County, requiring him to ~~and~~ of  
the property, both real and personal, or both, as the ~~case~~ may be,  
of the person described in said execution, to pay the amount fixed  
in said execution to be due, and that the said execution herein pro-  
vided for shall conform as near as may to that now issued out of  
the Courts of Common Pleas in this State, against the property,  
and such execution shall be signed by the Mayor or acting Mayor,  
as the case may be, of said town and attested by the common seal  
of said town; and the Sheriff, before making any sales of real and  
personal property under said execution, shall advertise a notice of  
the said sales, describing the property therein in the newspapers  
published in said town for twenty-one days next preceding such  
said sale, and after the Sheriff shall have sold the property he shall  
forthwith turn over from the proceeds of such sale or sales an  
amount equal to the tax or fine specified as due in the execution to  
the Mayor and Aldermen, upon their receipt therefor; and the  
purchaser at the sale of said Sheriff shall receive a deed in case of  
the sale of land, and a bill of sale in case of personality, from the  
said Sheriff, and the same shall, in law, operate to convey the abso-  
lute estate of the delinquent taxpayer or of the person upon whom  
a fine may have been imposed and payment neglected or refused.

A. D. 1884.

*Posse comit-  
s.*

## Advertisement.

## Proceeds.

Purchaser to receive deed or bill of sale.

SEC. 20. That the said Mayor and Aldermen shall have the power and authority to hold real estate and personal property for the said town, not to exceed in value in the aggregate the sum of ten thousand dollars, and at the end of each fiscal year it shall be the duty of the said Mayor and Aldermen to cause to be published a detailed statement of their receipts and expenditures of money for said town, giving a brief summary of the real and personal property on hand and the probable value thereof.

## Property.

### **Receipts and expenditures.**

SEC. 21. That the said Mayor and Aldermen shall publish, for <sup>Notices of</sup> taxation at least two weeks in each year, the method of taxation adopted by them, and laying down the rate of taxation in such notice and prescribing the time when the same shall be payable, which time of <sup>Extension of</sup> payment the said Mayor and Aldermen may, for good cause, extend, provided the extension shall be general.

**SEC. 22.** That the said Mayor and Aldermen shall have the power and authority to license butchers, auctioneers, itinerant salesmen, and common carriers, other than railroads, and by ordinance to regulate the conduct of those receiving such licenses or any of

A. D. 1884. it advisable passed, shall  
 Compensation of Assessors. Assessors, against the  
 the Mayor failed to be imposed, shall

Report to be filed.

in of exec-  
R. a. sell.

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## T LARGE

against such ordinances by a or imprisonment of not more

Aldermen shall be authorized , to lay a tax upon all dogs own: *Provided*, Said tax shall on each dog; to lay a tax upon omnibuses, drays, carts, and livery within the said cor- y one year no tax on any such art, or wagon used for hire or dollars; and to lay a license tinerant exhibitions.

witnesses.

**SEC. 24.** That the said Mayor and Aldermen or any of them shall be empowered to require the presence of any person as a witness while such person may be within the limits of Darlington: *Provided*, They jointly or severally cause a written or printed notice of the time and place when said witness shall attend; such written or printed notice to be signed by the Clerk of said town

**Notice to offenders.** and issued under the common seal of said town; and that the said Mayor and Aldermen shall, either jointly or severally, cause a written or printed notice to be served upon any person who is to be brought before them, or any of them, for trial for any violation of any ordinance of the town, stating the offense, time and place for trial, and said notice shall be served by either one of the Marshals of the said town or the Sheriff of Darlington County, and shall be signed by the Clerk and issued under the seal of the said town:

**Proviso.** *Provided, however*, That this shall not prevent the arrest of any person who is committing a breach of the peace, or an offense against public decency, without such written or printed notice: *And provided, further*, That if the person on whom said notice is

**Warrant to arrest.** served does not appear at the time and place therein stated, a warrant may be issued by the Clerk of the corporation, under seal, and the Marshal or Sheriff of said County shall have the power and authority to arrest such person wherever found, in the same manner as their warrants of arrest are executed.

**Guard House.** **SEC. 25.** The Mayor and Aldermen are authorized to have and provide a guard house or town prison and to make suitable Commitment. regulations for its government, and any Marshal of said town is authorized to arrest and to commit to the custody of the keeper of the guard house or common jail of the County of Darlington for a period of not more than forty-eight hours any person or persons who shall be guilty, within the corporate limits of said town, of a

breach of the peace, or of public drunkenness, or of open indecency, or of any other disorderly conduct injurious to the peace, safety, and good order of society; and the said Mayor or Aldermen, or any of them, or the said Marshals, whenever in the discharge of the duties of their offices respectively it shall become necessary to arrest any person or persons violating the law, shall have authority to call to their assistance the *posse comitatus* of said town; and whoever, after being called to the aid of such officers of the law, and shall neglect or refuse to render the aid required, shall be subject, on a conviction thereof before the Mayor or Aldermen of said town, to a fine of not more than twenty dollars or imprisonment for not more than thirty days, at their discretion.

A. D. 1884.

*Posse comi-  
tatus.*

SEC. 26. That the said Mayor and Aldermen shall have power to abate all nuisances within the corporate limits of said town, and also to appoint a Board of Health for said town, and to pass such ordinances as may be necessary to define the power and duties of said Board of Health, and to impose a fine of not more than twenty-five dollars upon any person who shall refuse to serve upon said Board of Health; and it is expressly provided herein that upon the failure of any person in the possession of land within the corporate limits of said town to cleanse the privies or water closets or remove any other nuisance from the premises in his possession or under his control when so directed to do by either the Mayor and Aldermen or the Board of Health, it shall be made the duty of said Mayor and Aldermen to cause their Marshals or other employees to enter the premises in question and abate the said nuisance at the expense of the person in possession of said premises; and if any person shall interfere with a Marshal or other employees of said town, he shall be adjudged, upon proof to convict, guilty of a misdemeanor, for which he may be tried before the said Mayor and Aldermen and sentenced to pay a fine of not more than one hundred dollars or be imprisoned for not more than thirty days; and if the person in possession of said premises, when the expenses of cleaning the same shall be demanded of him, shall refuse to pay the same, he shall be adjudged guilty of a violation of the town ordinances, and may be tried before said Mayor and Aldermen, and upon conviction may be adjudged to pay a fine of not more than twenty-five dollars or imprisonment for not more than twenty days.

Nuisances.

Board of  
Health.

Penalties.

SEC. 27. That the said Mayor and Aldermen, or any of them, shall be subject to indictment for any willful violation or neglect of duty, besides for civil damages to the aggrieved party.

Neglect of  
duty.

A. D. 1884.

Tavern licensees.

Revocation of licenses.

May borrow money.

Voting on question of loan.

Powers of existing Council.

**SEC. 28.** That the Mayor and Aldermen of said town shall have full and sole power to grant or refuse licenses to keep taverns or to retail spirituous or malt liquors within the corporate limits of said town upon such conditions and under such circumstances as to them shall seem right and proper: *Provided*, That in no instance shall the price of license to keep taverns or retail spirituous or malt liquors be fixed for less than one hundred dollars; and said license shall expire on the 31st of December of each year, and no Town Council shall have authority to grant a license for a longer period than one year, always terminating on the 31st day of December of each year. The said Mayor and Aldermen shall have full and complete authority after licenses are granted, for good and sufficient reason, the said Town Council being the sole judges, to revoke said licenses or to prohibit the sale of spirituous liquors for any time they may deem proper.

**SEC. 29.** That the said Mayor and Aldermen may, for the purpose of internal improvements, borrow money, issue bonds or scrip therefor, bearing not a greater interest than seven per cent., payable at such times as they may think advisable, and payable out of the taxes and incomes of said town: *Provided*, Said principal of bonds and scrip shall at no time exceed five thousand dollars:

*Provided, further*, That the right to issue said bonds or scrip shall only exist in a majority vote of the town as hereafter provided. That no one shall be entitled to vote on said question unless he or she is the owner of property within the corporate limits of said town and has returned and paid taxes on one hundred dollars' worth of property the year previous to said voting, and on each one hundred dollars' worth of property so returned and paid for the person or persons shall be entitled to one vote. The manner of holding said election shall be provided for by the Town Council of said town: *It is also provided, further*, That the time, manner, and form and payment of said bonds or scrip shall be provided for by the Town Council of said town, and that no bond shall be sold for less than its par value.

**SEC. 30.** That all the rights, privileges, powers, and authority herein invested in and granted to a Mayor and four Aldermen for the said town are hereby vested in the present Intendant and four Wardens of the said town, who shall, from and after the passage of this Act, be called the Mayor and Aldermen, in lieu of Intendant and Wardens, and to any person elected to fill a vacancy in this number until the second Tuesday of April next, until which time the present Intendant and Wardens shall hold over until their successors in office have been elected and qualified; at which time,

and at all future elections, a Mayor and four Aldermen shall be elected for said town as hereinbefore provided for; and the present Town Council are liable to all the duties, obligations, and penalties imposed by this Act; and during the remainder of their term of office, the present Intendant and two Wardens shall be a quorum for the transaction of business.

SEC. 31. That from and after the passage of this Act the said municipal authorities, in addition to the punishments herein provided, shall, within their discretion, impose the further punishment of hard labor; and that all convicts so sentenced to hard labor shall be required to perform hard labor upon the streets or other public works within the limits of the said town, under the direction and control of the said municipal authorities.

SEC. 32. That this Act shall be deemed and taken as a public Act, and due notice thereof shall be taken in all the Courts of justice and elsewhere in the State. That all Acts heretofore passed relative to the incorporation of the said town, and amendments thereto, be, and the same are hereby, repealed, and this Act continue of force until the same be repealed.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**AN ACT TO RAISE SUPPLIES AND MAKE APPROPRIATIONS FOR No. 576.  
THE FISCAL YEAR COMMENCING NOVEMBER 1, 1884.**

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That a tax of five and one-half mills, exclusive of the public school tax hereinafter provided for, upon every dollar of the value of all taxable property of this State, be, and the same is hereby, levied for the purpose of meeting appropriations to defray the current expenses

General tax  
levy.

A. D. 1884.

Labor on  
streets, &c., by  
convicts.

Public Act.

Repealing  
clause.

A. D. 1884.

of the Government for the fiscal year commencing November 1, 1884, and to meet such other indebtedness as has been or shall be provided for in the several Acts and Joint Resolutions passed by the present session of the General Assembly providing for the same.

Tax levy for  
several Coun-  
ties.

SEC. 2. That a tax not to exceed three mills upon every dollar of the value of all taxable property in each of the Counties of this State be, and the same is hereby, levied for County purposes for the fiscal year commencing November 1, 1884.

Abbeville.

Except in the County of Abbeville, where it shall be four and one-half mills; of which the proceeds of three mills shall be applied to ordinary County expenses; and of which the proceeds of one and one-half mills shall be applied for repairs of roads and bridges.

Aiken.

Except in the County of Aiken, where it shall be three mills; from the proceeds of which the County Commissioners are hereby directed to pay the past indebtedness of said County arising from deficiencies for the fiscal year ending October 31, 1884.

Anderson.

Except in the County of Anderson, where it shall be two and three-fourths mills.

Barnwell.

Except in the County of Barnwell, where it shall be four mills, and the County Commissioners shall appropriate so much of the funds in the hands of the County Treasurer (the same being surplus proceeds of the special levies for deficiencies for the fiscal year commencing November 1, 1880, and for building Poor House,) as may be necessary to pay any deficiencies of the fiscal year beginning November 1, 1883, and the balance thereof to the current expenses of the fiscal year beginning November 1, 1884.

Beaufort.

Except in the County of Beaufort, where it shall be four and one-fourth mills; of which the proceeds of three mills shall be applied to ordinary County purposes; of which the proceeds of one-half mill shall be applied to pay the indebtedness of the old County of Beaufort as provided by law; and of which the proceeds of three-fourths of one mill shall be applied to the payment of the past indebtedness of the County of Beaufort for the fiscal years commencing November 1, 1880, 1881, 1882, and 1883, respectively; and it is hereby provided that the unexpended balance which may remain in the hands of the County Treasurer of Beaufort County derived from the tax levied for the building and furnishing of the Court House be, and the same is hereby, appropriated as follows: one hundred dollars to each of the Court House Commissioners, to be paid by the Treasurer upon the order of the said Commissioners; and the remainder to the maintenance of roads and bridges in the said County, to be disbursed according to law.

Except in the County of Berkeley, where it shall be five and three-fourths mills; of which the proceeds of two and three-fourths mills shall be applied to the ordinary County expenses; of which the proceeds of one and three-fourths mills shall be applied to Court expenses; of which the proceeds of one mill shall be applied for the building of a Court House; and of which the proceeds of one-fourth of one mill shall be applied to paying the interest on the past indebtedness of the County.

Except in the County of Charleston, in which, including the one-eighth of one mill for the permanent military tax fixed by law and the amount due to Berkeley County upon the settlement of the debt between the Counties, it shall be two and one-fourth mills and no more; the proceeds of three-fourths of one mill of which shall be set apart and kept separate by the County Treasurer for the payment of Court expenses, to wit, for dieting prisoners, pay of jurors and Constables in attendance on the Court, witnesses in State cases, and accounts of the Clerk and Sheriff, and the County Treasurer in each of his reports to the County Commissioners of funds in his hands shall specify the amounts in his hands for Court expenses; three-fourths of one mill of which shall be set apart for the installment of the County debt and interest falling due during the current fiscal year, and the County Commissioners are hereby forbidden to draw checks on either of these funds for any other purpose; the proceeds of three-eighths of one mill of which shall be applied to the deficiencies of the fiscal year ending October 31, 1884, to be distributed *pro rata* among the persons interested in such deficiencies; and the proceeds of three-eighths of one mill shall be used as follows: the sum of two thousand dollars and no more shall be appropriated for public roads, bridges, and highways, and the remainder shall be applied as follows, viz., one-eighth of one mill to the military tax and the rest for general County purposes. That out of the proceeds of the liquor license fund there be first paid the amount of the principal, interest, and costs upon the judgment obtained by the County of Berkeley against the County of Charleston, in preference to any other claim whatsoever, and that the said fund shall be applied in the next place to the payment of the installment and interest of the County funded debt, and the County Commissioners shall reimburse themselves for the amount so used for said debt out of the proceeds of the three-fourths of one mill herein set apart for said debt and interest, anything herein contained to the contrary notwithstanding. From the amount so reimbursed a sum may be used sufficient to pay any of the deficiency of last year that may not be paid by the provisions hereinbefore

A. D. 1884.  
Berkeley.

Charleston.

## STATUTES AT LARGE

A. D. 1884.

made. That all funds and balances in the hands of or to the credit of the County Commissioners not otherwise appropriated, or appropriated and not required, are hereby appropriated to general County purposes, to be used as provided for in the levy aforesaid. The said appropriation for ordinary County purposes, except the Court expenses and installment of County debt and interest as aforesaid, as hereinbefore provided, shall be paid without any preference whatever, any law, usage, or custom to the contrary notwithstanding. That the City Treasurer of the city of Charleston shall levy and collect when the first installment of the city taxes is paid an additional tax of one-fourth of one mill for deficiencies in the current expenses of the city public schools and for completing the Crafts School and grounds; when the second installment of city taxes is paid, another one-fourth of one mill for the purchase of a site and building for an additional public school; and when the third installment of city taxes is paid, another one-fourth of one mill for the current expenses of the year 1885 of said public schools; to be accounted for and paid over by said City Treasurer as the one mill tax is now accounted for and paid.

Chester.

Except in the County of Chester, where it shall be six mills; of which the proceeds of two and three-fourth mills shall be applied to ordinary County purposes; and of which the proceeds of three and one-fourth mills shall be applied to the payment of the interest on railroad bonds issued by the County of Chester, and to the payment of said bonds to the amount of five thousand dollars as is required by law; and in addition to the above six mill levy there shall be a levy of one and one-half of one mill in the School District of the Court House Township for school purposes.

Chesterfield.

Except in the County of Chesterfield, where it shall be eight and three-fourths mills; of which the proceeds of four mills shall be applied to ordinary County purposes; of which the proceeds of four mills shall be applied to building a court house; and of which the proceeds of three-fourths of one mill shall be applied to refunding to the County Treasurer the amount overdrawn by County Commissioners and paid by said County Treasurer.

Clarendon.

Except in the County of Clarendon, where it shall be five and one-half mills; of which the proceeds of three and one-half mills shall be applied to the ordinary expenses of the County; of which the proceeds of one mill shall be applied to the bonded debt of said County; of which the proceeds of one-half mill shall be applied for deficiencies of the fiscal year beginning November 1, 1883; and of which the proceeds of one-half mill shall be applied

to paying for the indexing and arranging the records of the office of the Register of Mesne Conveyances for Clarendon County.

Except in the County of Colleton, where it shall be five and three-fourths mills; of which the proceeds of two and one-half mills shall be applied to the ordinary County expenses; of which the proceeds of one mill shall be applied to roads and bridges (so much of said proceeds for roads and bridges as is necessary to pay one-half of the expense of keeping in repair the bridge across the Edisto River, at or near the boundary line of Colleton and Orangeburg Counties, shall be applied for said purpose); of which the proceeds of one mill shall be applied to pay the interest on railroad bonds issued by said County; of which the proceeds of one-fourth of one mill shall be applied for the poor of said County; and of which the proceeds of one-half mill shall be applied to paying the past indebtedness of said County; of which one-half of one mill shall be applied to the deficiency of the fiscal year 1883.

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Colleton.

Except in the County of Edgefield, where it shall be four mills.

Except in the County of Georgetown, where it shall be four and one-quarter mills; of which the proceeds of four mills shall be applied to the ordinary expenses of the County; and of which the proceeds of one-fourth of one mill shall be applied to the payment of past indebtedness of said County, to be disbursed in accordance with the provisions of an Act approved December 24th, 1878.

Edgefield.

Georgetown.

Except in the County of Greenville, where it shall be seven and three-fourths mills; of which the proceeds of three mills shall be applied to the ordinary County expenses; of which the proceeds of two and one-half mills shall be applied to paying the interest on bonds issued by said County in aid of the Air Line Railroad; of which the proceeds of three-fourths of one mill shall be applied to paying the interest on bonds issued by said County to aid the Greenville and Laurens Railroad; of which the proceeds of one mill shall be applied to retiring bonds issued by said County in aid of the Air Line Railroad, and one-half mill for past indebtedness of County: *Provided*, That any surplus now in the County Treasury arising from the levies for the past fiscal year shall be applied to the past indebtedness of said County; and the County Commissioners of said County are hereby authorized and empowered to draw their checks upon the same, according to law.

16 Stat., 779.

Greenville.

Except in the County of Hampton, where it shall be six and one-half mills; of which the proceeds of five mills shall be applied to the ordinary County expenses; of which the proceeds of one-half mill shall be applied to pay the indebtedness of the old County of Beaufort, as provided by law; of which the proceeds of one-half

Hampton.

A. D. 1884.

mill shall be applied to pay the past indebtedness of the County of Hampton for the fiscal year commencing November 1, 1883; of which the proceeds of one-half mill shall be applied to the payment of outstanding school claims in the various school districts, to be disbursed by the County Treasurer *pro rata*: *Provided*, That any balances in the County treasury at the close of the past fiscal year arising from tax levies during that year shall be applied by the County Commissioners to the payment during the present fiscal year of jurors' and witnesses' certificates: *Provided, further*, That any balances in the County treasury arising from the levies of the present fiscal year, at the close thereof, shall be applied by the County Commissioners in the next fiscal year to paying certificates of jurors and witnesses.

Horry. Except in the County of Horry, where it shall be five mills; of which the proceeds of three mills shall be applied to ordinary County purposes; of which the proceeds of one-half mill shall be applied for Poor House and poor; of which the proceeds of one-half mill shall be applied to keeping up roads and bridges; of which the proceeds of one-half mill shall be applied to the following purposes, namely: For public buildings, books, stationery, printing, and contingent expenses; and of which the proceeds of one-half mill to building a County line fence: *Provided*, That any unexpended balances arising from the special levies herein made shall be applied to the ordinary County expenses.

Kershaw. Except in the County of Kershaw, where it shall be four mills, the proceeds of which shall be applied to ordinary County purposes; and there shall be levied upon the taxable property in School Districts Nos. 1 and 2 in Kershaw County an additional tax of one mill, to be applied to improving the highway in said school districts which crosses Pine Tree Creek, on the Charleston road.

Lancaster. Except in the County of Lancaster, where it shall be seven mills; of which the proceeds of four mills shall be applied to the ordinary County expenses; of which the proceeds of three mills shall be applied to paying the interest on bonds issued by said County to aid the Chester and Cheraw Railroad.

Laurens. Except in the County of Laurens, where it shall be four and three-fourths mills; of which the proceeds of three mills shall be applied to the ordinary County expenses; and of which the proceeds of one and three-fourths mills shall be applied to pay the interest on bonds and retiring the same, issued by said County in aid of certain railroads.

Except in the County of Lexington, where it shall be four mills; of which the proceeds of three mills shall be applied to the ordinary County expenses; and of which the proceeds of one mill shall be applied to building a new jail.

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Lexington.

Except in the County of Marion, where it shall be three and one-fourth mills; of which the proceeds of three mills shall be applied to the ordinary County expenses; and of which the proceeds of one-fourth of one mill shall be applied to pay the past indebtedness of said County.

Marion.

Except in the County of Marlboro, where it shall be seven and one-half mills; of which the proceeds of three mills shall be applied to ordinary County purposes; of which the proceeds of one and one-half mill shall be applied to deficiencies for past fiscal years, same to be paid according to priority of claim; and of which the proceeds of three mills shall be applied to the payment of the amounts due for building Court House, &c.

Marlboro.

Except in the County of Newberry, where it shall be four and one-half mills; of which the proceeds of three mills shall be applied to ordinary County purposes; of which the proceeds of one mill shall be applied to payment of funded County indebtedness; and of which the proceeds of one-half mill shall be applied to payment of funded school indebtedness; and the County Commissioners are hereby authorized to bring forward any balances on hand to the credit of same account for the present fiscal year.

Newberry.

Except in the County of Oconee, where it shall be three and one-fourth mills for ordinary County expenses and past indebtedness of said County.

Oconee.

Except in the County of Orangeburg, where it shall be three and one-half mills; of which the proceeds of three mills shall be applied to ordinary County purposes; and of which the proceeds of one-half mill shall be applied to paying the past school indebtedness. Out of levy for ordinary County purposes shall be paid to Joseph F. Robinson, late Clerk of the Court of General Sessions and Common Pleas, an amount not exceeding three hundred dollars, for making new indexes, under Act of the General Assembly approved December 23d, 1882, when the bill of expenses for such work shall have been made and presented and audited as required by the terms of said Act.

Orangeburg.

17 Stat., 404.

Except in the County of Pickens, where it shall be twelve mills and one-half of one mill; of which the proceeds of three mills shall be applied to the ordinary County expenses; of which the proceeds of one and one-half mills shall be applied to past indebtedness; and of which the proceeds of eight mills shall be applied

Pickens.

A. D. 1884.

to paying the interest on the bonds and retiring the same, issued by said County in aid of the Atlanta and Charlotte Air Line Railroad.

Richland.

Except in the County of Richland, where it shall be three mills for ordinary County purposes; and in addition to the above, two mills in the school district of Columbia in lieu of any special tax authorized to be levied by "An Act to provide for the establishment of a new school district in Richland County and to authorize the levy and collection of a local tax therein," approved December 24, 1880.

Sumter.

Except in the County of Sumter, where it shall be two and one-half mills: *Provided*, That in anticipation of the collection of this tax the County Commissioners of Sumter County be, and they are hereby, authorized and empowered to borrow on the credit of the County, and turn over to the County Treasurer, so much money as may be necessary to pay jurors' and witnesses' certificates of the Circuit Court of said County: *Provided, further*, That there be no available funds in the treasury at such times; and that the rate of interest on such loan shall not exceed nine per centum per annum.

Spartanburg.

Except in the County of Spartanburg, where it shall be eight mills; of which the proceeds of three mills shall be applied to the ordinary County expenses; of which the proceeds of three and one-half mills shall be applied to paying the interest on bonds issued by said County in aid of railroads; of which the proceeds of one-half mill shall be applied to paying deficiencies of the fiscal year ending October 31, 1884; and of which the proceeds of one mill shall be for a sinking fund for said County, and the County Commissioners of said County are hereby authorized to apply any surplus funds in the hands of the County Treasurer to the ordinary County expenses.

Union.

Except in the County of Union, where it shall be seven mills; of which the proceeds of three mills shall be applied to ordinary County purposes; of which the proceeds of three and one-half mills shall be applied to the interest on railroad bonds; and of which the proceeds of one-half of one mill shall be applied to retiring bonds issued by said County in aid of the Spartanburg and Asheville Railroad.

Williamsburg.

Except in the County of Williamsburg, where it shall be five and one-fourth mills; of which the proceeds of three and three-fourth mills shall be applied to ordinary County expenses; and of which the proceeds of one and one-half mills shall be applied to the payment of past indebtedness, (to be used in payment of the claim of the Estate of David M. Duke); and in addition to the above levy

there shall be a levy in the Townships of Anderson, Sutton's and lower part of Penn of twelve mills upon the assessed value of all cattle, hogs, sheep, dogs, and goats in said townships, as provided in Section 2 of an Act entitled "An Act to provide for the exemption of certain Counties in the State from the provisions of Chapter XXVII of the General Statutes, relating to the General Stock Law," for building fence.

A. D. 1884.

Ante 228.

Except in the County of York, where it shall be four and two-tenth mills; of which the proceeds of two and one-half mills shall be applied to ordinary County expenses; and of which one and seven-tenths mills shall be applied to the paying of interest on bonds and retiring bonds issued by said County to aid the Chester and Lenoir Narrow Gauge Railroad.

York.

SEC. 3. The Board of Directors of the State Penitentiary are hereby directed to pay into the Treasury at the end of each month, or within five days thereafter, all amounts received by them from the hire of convicts and from other sources, after first paying the necessary expenses of the said institution and all other disbursements authorized by law; the said amounts so paid into the Treasury to be held subject to warrants of the Comptroller General to pay amounts appropriated by the General Assembly in the same manner as with other funds in the Treasury.

Profits of  
Penitentiary to  
be paid into  
State Treas-  
ury.

SEC. 4. That all the proceeds of the taxes levied for and on account of the State, as specified herein, shall be deposited and kept by the State Treasurer in such bank or banks, or places of special deposit, as in the judgment or discretion of the Financial Board of the State shall afford sufficient protection to the interest of the State.

Deposit of  
State moneys.

SEC. 5. That the County Auditors and County Treasurers of the several Counties of this State are hereby required, under the direction and supervision of the Comptroller General, to make collection of the taxes levied under and pursuant to the provisions of this Act, in the manner and at the time and under the conditions hereinafter provided; and they are hereby forbidden to collect any other tax (except the taxes to meet the interest and retire the bonds issued by Counties in aid of railroads, or taxes voted by towns, Counties, or Townships as subscriptions to railroads, and taxes to build fences, under Statutes authorizing and directing the same, and except also the special school tax authorized to be levied in any school district of this State, and except such special tax or collection as is authorized by any Act or Joint Resolution of the General Assembly,) whatsoever, levied for the fiscal year, unless herein

Auditors and  
Treasurers to  
collect taxes.

No other taxes  
to be collected  
except, &c.

A. D. 1884.

Penalties for violation of this Act. expressly authorized so to do; and any State or County officer who shall fail to comply with, or shall evade or attempt to evade, the provisions of this Act shall be deemed guilty of a felony, and upon conviction thereof shall be punished by fine of not less than one thousand dollars nor more than five thousand dollars, and by imprisonment in the Penitentiary for a period of not less than one year or more than five years.

Poll tax.

Who liable. SEC. 6. That there shall be assessed upon all taxable polls in this State a tax of one dollar on each poll, the proceeds of which tax shall be applied solely to educational purposes. Every male citizen between the ages of twenty-one and sixty years, except those incapable of earning a support from being maimed, or from other causes, shall be deemed taxable polls; and should any person fail or refuse to pay said poll tax, he shall be deemed guilty of a misdemeanor, and on conviction thereof before any Trial Justice or other Court having jurisdiction of the same shall be punished by fine, which shall not exceed ten dollars, together with the costs of said suit, or by imprisonment in the County jail for a period not exceeding thirty days.

Penalty for non-payment. In what funds payable.

SEC 7. That all taxes assessed and payable under this Act shall be paid in the following kinds of funds and no other: Gold and silver coin, United States currency, national bank notes and coupons which shall become payable during the year 1885 on the valid consolidated bonds of this State known as "Brown Bonds" and on the bonds of this State known as "Deficiency Bonds." *Provided, however,* That jury certificates and the per diem of State witnesses in the Circuit Courts shall be received for County taxes, not including school taxes.

Taxes payable in two installments.

SEC. 8. That all taxes assessed herein shall be due and payable in two equal installments, as follows: The first installment shall be due and payable from the first day of May to the first day of June, 1885, and the second installment shall be due and payable from the first day of October to the thirtieth day of November, 1885: *Provided,* That it shall be, and is hereby, left to the option of any person either to pay the amount of the first installment at the time first mentioned or to pay the whole amount at the time of payment of second installment thereof: *Provided, further,* That if any person or persons shall fail or refuse to pay his or her taxes due under the first installment, he, she, or they shall be charged with the penalty of five per centum on the first installment, which shall be added; and the several County Treasurers shall collect the same in the manner prescribed by law, and give receipts therefor to the several parties paying the same, in which the real estate paid on

shall be briefly described, and the value of the personal property paid on shall be stated, together with the time such taxes are paid and the amount of the same: *Provided*, That nothing herein contained shall operate to prevent the payment of the whole amount of his or her tax at the time the first installment is payable.

A. D. 1884.

SEC. 9. That the County Treasurers, immediately upon the receipt of the tax duplicate for the year from the County Auditor, shall cause a notice to be inserted twice in one daily newspaper published at the County seat of his County, and if no daily paper be published at the County seat of his County, then in one weekly paper published in such County; and if no paper be published in the County, then such notice shall be given in such manner as the County Treasurer may direct, stating the rate per centum of the levy for State purposes, and the rate per centum for all other purposes on the duplicate of the present year; and if any special levies have been made on the property of a school or other district not affecting an entire County, the total rate of levies in such districts shall also be stated in such notice.

*Notice by  
County Treas-  
urers.*

SEC. 10. That when the taxes and assessments or any portion thereof charged against any property or party on the duplicate for the present fiscal year (together with the penalty of five per centum if the said penalty shall have been incurred as aforesaid) shall not be paid on or before the thirtieth day of November, 1885, the County Treasurer shall proceed to collect the same by distress or otherwise, as now prescribed by law, together with the penalty of fifteen per centum on the amount so delinquent; and if the amount of such delinquent taxes, assessments, and penalties shall not be paid on or before the fifteenth day of December, 1885, or be collected by distress or otherwise, then the same shall be treated as delinquent taxes on such real and personal property, and shall be collected by sale of such real and personal property according to law.

*Distress for  
non-payment.*

SEC. 11. That all personal property subject to taxation shall be liable to distress and sale for the payment of taxes and assessments, as now provided by law.

*Sale of prop-  
erty.*

SEC. 12. That all real property returned delinquent by the County Treasurer shall be offered for sale on the first Monday in March, 1886, after due advertisement as now provided by law; and thereafter from day to day until the whole amount thereof, as included in the delinquent list, shall have been sold or offered for sale; and the County Auditors and the County Treasurers shall proceed in reference to the further disposal of such delinquent real

*Real property  
delinquent to  
be sold.*

A. D. 1884.  
Cost of advertising. estate according to the forms and with the conditions now prescribed and required by law: *Provided*, That the cost of such advertising shall not exceed twenty-five cents upon each parcel of land so advertised.

School tax. SEC. 13. That the County Commissioners in each of the several Counties of this State shall levy a tax of two mills on the dollar upon all taxable property of their respective Counties, for the support of public schools in their respective Counties, which shall be collected at the same time and by the same officers as the other taxes for this year, and shall be held in the County treasuries of the respective Counties, and paid out exclusively for the support of public schools, as provided by law.

Mines and mining claims. SEC. 14. That all personal property used in connection with mining claims and mines, and all lands not actually mined connected with mines and mining claims, shall be assessed for taxation, and taxed, as is done in the case of all other personal and real estate. That in all cases where land is actually mined, such land shall not be assessed for taxation or taxed, but in lieu thereof the gross proceeds alone of such mines and mining claims shall be assessed and taxed, and such gross proceeds shall be ascertained and determined by the cash market value of the material mined.

Governor and State Treasurer to borrow money. SEC. 15. That in anticipation of the collection of the taxes hereinbefore levied, the Governor and State Treasurer be, and they are hereby, empowered to borrow, on the credit of the State, so much money as may be needed to meet promptly at maturity the interest which shall mature during the year 1885 on the valid

Limit. consolidated debt of the State: *Provided*, The sum so borrowed shall in no event exceed the amount of three hundred thousand dollars.

When to take effect. SEC. 16. That this Act shall take effect from and immediately after its approval.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

A. D. 1884.

## JOINT RESOLUTIONS.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF ORANGEBURG COUNTY TO APPROPRIATE CERTAIN UNEXPENDED FUNDS IN THE TREASURY OF SAID COUNTY. No. 50.

*Whereas* there is in the hands of the County Treasurer of Orangeburg County the sum of two thousand two hundred and forty-two dollars and fifty-nine cents (\$2,242.59), an unexpended balance of a certain levy made for the purpose of paying a deficiency in the fiscal year beginning November 1st, 1882:

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Orangeburg County be, and they are hereby, required to appropriate the said balance, or so much thereof as may be necessary, to the payment of any deficiency which there may be in the appropriations of said County for the fiscal year beginning November 1, 1883.

SEC. 2. That any balance which remains thereafter shall be appropriated by the said County Commissioners to the payment of any and all certificates for witnesses and jurors for any past fiscal year which may be outstanding: *Provided*, The said County Commissioners shall advertise once a week for six weeks in a newspaper published in said County the names of such persons as appear on the books of the Clerk of Court to be entitled to such certificates, calling upon such persons to present their claims: *And provided*, further, That after such advertisement has been concluded, the said County Commissioners shall cancel all pay certificates for witnesses and jurors which may then remain uncalled for in the Clerk's office.

SEC. 3. That any balance of the said sum of two thousand two hundred and forty-two dollars and fifty-nine cents (\$2,242.59) which may then remain, be appropriated by the said County Commissioners to the payment of the current expenses of the fiscal year beginning November 1, 1884.

A. D. 1884.  
 When to make effect.

SEC. 4. That this Joint Resolution shall take effect immediately on its approval.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

**No. 51. A JOINT RESOLUTION PROVIDING FOR THE DISPOSITION OF CERTAIN UNCLAIMED DRAFTS IN THE HANDS OF THE COUNTY COMMISSIONERS OF ORANGEBURG COUNTY AND THE FUNDS APPLICABLE THERETO.**

Preamble.

Whereas certain drafts have been drawn by the County Commissioners of Orangeburg County upon the County Treasurer, and have for a long time remained in their hands unclaimed:

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Orangeburg County are hereby authorized to advertise said drafts, with the names of the parties entitled thereto, in all the newspapers published in the town of Orangeburg, once a week for the space of six weeks, requiring the owners of the same to come forward and claim them by a certain day.

Cancellation of drafts. SEC. 2. That all such drafts as are not claimed at the expiration of the time specified in said advertisement shall be turned over by said County Commissioners to the said County Treasurer, he giving

Transfer of his receipt for the same, and shall be by him canceled; and the funds applicable to the same shall be transferred by said Treasurer

OF SOUTH CAROLINA.

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to the fund provided for ordinary County expenses for the fiscal year beginning November 1st, 1884.

A. D. 1884.

In the Senate House, the twelfth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 12th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A JOINT RESOLUTION TO AUTHORIZE THE BOARD OF SCHOOL TRUSTEES OF WOODRUFF TOWNSHIP SCHOOL DISTRICT, IN SPARTANBURG COUNTY, TO APPLY THE SUM OF TWO HUNDRED DOLLARS, IF SO MUCH BE FOUND NECESSARY, TO THE PAYMENT OF TEACHERS' PAY CERTIFICATES IN SAID SCHOOL DISTRICT FOR THE YEAR 1884, OUT OF FUNDS TO BE HEREAFTER APPROPRIATED FOR SAID SCHOOL DISTRICT FOR THE YEAR 1885.

No. 52.

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Board of School Trustees of Woodruff Township School District, in Spartanburg County, be, and they are hereby, authorized and empowered to pay as much as the sum of two hundred dollars, if necessary, upon teachers' pay certificates in said school district remaining unpaid in said school district for the year 1884, out of funds appropriated for the year 1885 in said school district for school purposes.

Payment of  
unpaid school  
certificates.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A.D. 1884.

No. 53.

**A JOINT RESOLUTION TO PROVIDE FOR THE PAYMENT OF  
FOURTEEN DOLLARS AND TWENTY CENTS TO G. J. McCOWN,  
MESSENGER OF CONGRESSIONAL ELECTION RETURNS FROM  
DARLINGTON COUNTY FOR THE YEAR 1882.**

**Preamble.**

*Whereas* G. J. McCown served as a Messenger from Darlington County in conveying the returns of the Congressional election held on the 7th day of November, 1882, and has never been paid for his services as such, the expenses of said Messenger being fourteen dollars and twenty cents:

*SECTION 1. Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Comptroller General is hereby authorized and required to draw his warrant upon the State Treasurer for fourteen dollars and twenty cents (\$14.20) in favor of G. J. McCown, and that the State Treasurer do pay the same out of any funds in his hands not otherwise appropriated.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 54. **A JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE GOVERNOR TO PAY OUT OF HIS CONTINGENT FUND TO THOMAS F. RAY THE REWARD OFFERED FOR THE ARREST OF JOHN P. SLOAN, CHARGED WITH MURDER IN NEWBERRY COUNTY.**

*SECTION 1. Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the Governor of the State be, and he is hereby, authorized and directed to pay one hundred and fifty dollars out of the contingent fund in

Payment of reward.

OF SOUTH CAROLINA.

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his hands to Thomas F. Ray for the arrest of John P. Sloan, A. D. 1884.  
charged with murder.

In the Senate House, the twenty-second day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A JOINT RESOLUTION TO PROVIDE FOR THE EXPENDITURE No. 55.  
OF THE FUNDS ARISING FROM SALE OF THE OLD LEXINGTON  
COURT HOUSE.

Whereas the sum of two hundred dollars (\$200) was realized from the sale of the old Lexington Court House building, and is now in the hands of the County Commissioners; and whereas the new Court House is insufficiently furnished, both as to the Court room and offices; now,

Be it resolved, by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Lexington are hereby authorized and required to expend so much of the money received from the sale of the old Court House as is necessary to properly furnish the Court room and offices, and apply the balance to general County purposes.

To furnish  
Court room  
and offices.

Balance.

In the Senate House, the twenty-second day of December, in the  
year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 56.

**A JOINT RESOLUTION TO PROVIDE FOR THE PAYMENT OF CERTAIN EXPENSES OF THE OFFICE OF SCHOOL COMMISSIONER FOR CHARLESTON COUNTY.**

**Preamble.**

Whereas certain expenses incident to the office of School Commissioner of Charleston County, amounting to \$75<sup>18</sup><sub>100</sub> for the fiscal year beginning November 1, 1882, have not been paid; therefore,

**SECTION 1.** Be it resolved by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the

Accounts to be audited. County Commissioners of Charleston County do audit the accounts of the said School Commissioner for incidental expenses for the fiscal year aforesaid, and they draw their warrant upon the County Treasurer of said County in favor of Rev. P. F. Stevens, School Commissioner, for the amount so found due.

**And paid.**

SEC. 2. That the County Treasurer of Charleston County do pay the sum out of any funds in the treasury not otherwise specifically appropriated.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 57. **A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COUNTY TREASURER OF RICHLAND COUNTY TO REFUND TO THE WILMINGTON, COLUMBIA, AND AUGUSTA R. R. CERTAIN OVERPAID TAXES.**

*Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, \$254.11 to be paid Wilmington and by the authority of the same, That the County Treasurer of ton, Columbia, and Augusta Richland County is hereby authorized and required to pay to the Railroad Company- Wilmington, Columbia, and Augusta Railroad the sum of two

hundred and fifty-four dollars, and eleven cents out of any funds in his hands belonging to the City School Fund.

A. D. 1884.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**A JOINT RESOLUTION AUTHORIZING THE SCHOOL COMMISSIONER OF RICHLAND COUNTY TO APPROVE AND REGISTER, AND THE TREASURER TO PAY CERTAIN TEACHERS' PAY CERTIFICATES, ISSUED BY THE SCHOOL TRUSTEES OF SCHOOL DISTRICT NO. 5, RICHLAND COUNTY.**

No. 58.

*Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the School Commissioner of Richland County be authorized to approve and register, and upon such approval and registration the Treasurer of said County be authorized and required to pay to Mr. R. T. Branham two teachers' pay certificates, issued by the School Trustees of School District No. 5 of Richland County, one bearing date of November 28, 1883, for twenty-eight dollars, and one bearing date of December 25, 1883, for thirty-five dollars.

Certificates of  
R. T. Branham  
to be paid.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## STATUTES AT LARGE

A. D. 1884.

No. 59.

**A JOINT RESOLUTION TO PROVIDE FOR THE PAYMENT OF  
JAMES F. IZLAR AND OTHERS, A COMMITTEE APPOINTED  
TO EXAMINE BOOKS OF THE STATE TREASURER.**

## Preamble.

*Whereas*, by a Concurrent Resolution adopted at the last session of the General Assembly, James F. Izlar, J. W. Summers, and W. T. Brooker were appointed a Committee for the purpose of examining the books of the State Treasurer for the two years preceding the year 1882; and whereas no provision was then made for the per diem and mileage of said Committee; therefore,

*Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the State Treasurer be, and he is hereby, authorized and directed to pay the following amounts,

Payment to to wit: to the said James F. Izlar, the sum of eighty-five dollars J. F. Izlar. and twenty cents (\$85.20); to the said J. W. Summers the sum of J. W. Summers. members. W. T. Brooker. eighty-seven dollars and forty cents (\$87.40); to the said W. T. Brooker the sum of eighty dollars (\$80), out of any funds in his hands not otherwise appropriated. Such payments to be made on the warrant of the Comptroller General, to be issued on the application of the said members respectively.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 60.

**A JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE  
STATE TREASURER TO ISSUE TO THE AEHTNA LIFE INSURANCE  
COMPANY OF HARTFORD, CONNECTICUT, CERTAIN BONDS.**

## Preamble.

*Whereas* the AEtna Life Insurance Company of Hartford, Connecticut, were some time the holders of certain Blue Ridge Bonds, in

exchange for which were issued Green Consols, then past due; and whereas, by reason thereof, the said Aetna Life Insurance Company lost interest upon their bonds to which they were justly entitled; and whereas, by provisions of the Act of the General Assembly, December 24, 1880, creditors standing in like relation to the State received bonds for 50 per cent. of such claims of date January 1st, 1880: therefore,

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the State Treasurer be, and he is hereby, authorized and directed to issue to the said Aetna Life Insurance Company of Hartford, Connecticut, bonds known as Brown Consols, or stock, of date January 1st, 1880, for the sum of two thousand eight hundred and sixty-five dollars (\$2,865 00,) the same being fifty per cent. of the amount of interest ascertained to be due to the said insurance company to the date of such issue.

A. D. 1884.

17 Stat., 502.

\$2,865 to be  
paid to Aetna  
Life Insurance  
Company.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 23d, A.D. 1884.

HUGH S. THOMPSON,  
Governor.

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**A JOINT RESOLUTION TO AUTHORIZE THE COUNTY COMMISSIONERS OF EDGEFIELD AND NEWBERRY COUNTIES TO BUILD CERTAIN BRIDGES OVER THE SALUDA RIVER.** No. 61.

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Edgefield and Newberry Counties are hereby authorized and empowered to build bridges over the Saluda River at Chappell's Depot and Bouknight's Ferry.

Bridge at  
Chappell's De-

## STATUTES AT LARGE

A. D. 1884. SEC. 2. That the expense of building said bridges shall be borne  
 How paid for. equally by the Counties of Edgefield and Newberry.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 62. A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF LEXINGTON COUNTY TO PAY TO JASPER S. DERRICK THE SUM OF FIFTY-THREE DOLLARS AND SIXTY-EIGHT CENTS (\$53.68), THAT BEING THE AMOUNT OVERPAID BY HIM AS COUNTY TREASURER ON COUNTY CLAIMS DURING THE FISCAL YEAR ENDING OCTOBER 31, 1883.

*Repayment to J. S. Derrick.* SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Lexington County be, and they are hereby, authorized and required to pay to Jasper S. Derrick, the Treasurer of Lexington County, the sum of fifty-three dollars and sixty-eight cents (\$53.68), that being the amount overpaid by him as County Treasurer of said County on County claims during the fiscal year ending October 31, 1883.

In the Senate House, the twenty-second day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 23d, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

**A JOINT RESOLUTION TO REFUND TO J. MOULTRIE LEE CERTAIN PENALTIES.**

A. D. 1884.  
No. 63.

*Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the State Treasurer be, and he is hereby, authorized and directed to pay to J. Moultrie Lee the sum of seventy-nine and  $\frac{1}{10}$  dollars out of any funds in the State Treasury not otherwise appropriated, the same being the amount of penalties paid by said J. Moultrie Lee on the assessment for the expenses of the Railroad Commission, said payment to be made on the warrant of the Comptroller General, which shall issue on the application of the said J. Moultrie Lee.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**A JOINT RESOLUTION To AUTHORIZE AND REQUIRE THE COUNTY TREASURER OF LEXINGTON COUNTY TO PAY OUT OF ANY FUNDS IN HIS HANDS NOT OTHERWISE SPECIFICALLY APPROPRIATED ALL UNPAID PAST DUE SCHOOL CLAIMS AGAINST SAID COUNTY ARISING PRIOR TO 1880, AND THAT HAVE BEEN ASCERTAINED TO BE JUSTLY DUE.** No. 64.

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Treasurer of Lexington County be, and he is hereby,

Unpaid  
School Claims.

## STATUTES AT LARGE

A. D. 1884.

authorized and required to pay upon presentation, out of any funds in his hands not otherwise specifically appropriated, all unpaid past due school claims against the said County arising prior to 1880, and that have been ascertained to be justly due.

In the Senate House, the twenty-third day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

No. 65. A JOINT RESOLUTION TO PROVIDE FOR THE DISPOSITION OF UNEXPENDED BALANCES OF SCHOOL FUNDS IN KERSHAW COUNTY, ARISING FROM THE COLLECTION OF THE ONE (1) MILL TAX LEVIED FOR THE PAYMENT OF THE PAST DUE SCHOOL INDEBTEDNESS OF SAID COUNTY.

*SECTION 1. Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the School Commissioner of Kershaw County be, and he is hereby, authorized and required to apportion, in the manner provided by Section 1002 of the General Statutes, any unexpended balances of school funds in Kershaw County, arising from the collection of the one mill tax levied for the payment of the past due school claims, remaining after said past indebtedness has been legally ascertained and paid; and that the Treasurer of said County be, and he is hereby, authorized and required to credit said sum to the income of the County school fund of said County, to be drawn upon and paid

School Com-  
missioner to  
apportion un-  
expended bal-  
ances.

OF SOUTH CAROLINA.

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out as is provided by law for the disposition of the regular school fund.

A. D. 1884.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.

JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE SCHOOL COMMISSIONER OF WILLIAMSBURG COUNTY TO PAY TO MISS MUTIE COOPER FIFTY DOLLARS FOR HER SERVICES AS TEACHER. No. 66.

Whereas Miss Mutie Cooper was engaged as a teacher in the public schools of Williamsburg County, by the Trustees of School District No. 11, and did not get her report in in time to draw her pay, and the School Commissioner has already distributed the school fund for the year in which she taught:

SECTION 1. Be it resolved by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the School Commissioner of Williamsburg County is hereby authorized and required to draw his warrant upon the County Treasurer of said County in favor of the said Mutie Cooper, for the sum of fifty dollars, and that the said County Treasurer do pay the same out of any funds in his hands for school purposes in said district.

Preamble. Certificate to  
be paid.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 24th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 67.

Preamble. *Whereas*, By means of an error in tax returns, the property of Jesse Stewart, of Orangeburg County, was assessed at eighteen hundred dollars (\$1,800), while in fact its value was fixed by the Board of Equalization of said County at four hundred dollars (\$400); *And, whereas*, in consequence thereof, the said Jesse Stewart has paid thirty-nine dollars and twenty-four cents (\$39.24) in excess of his just and proper taxes:

County Commissioners of Orangeburg to draw warrant. SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Orangeburg County be, and they are hereby, authorized and directed to draw their warrant on the County Treasurer for said County, for thirty-nine dollars and twenty four cents (\$39.24,) in favor of the said Jesse Stewart.

County Treasurer to pay. SEC. 2. That the County Treasurer of Orangeburg County do pay the said sum out of any funds in the treasury not otherwise specifically appropriated.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**A JOINT RESOLUTION TO REPEAL A JOINT RESOLUTION  
ENTITLED "A JOINT RESOLUTION TO AUTHORIZE THE COUNTY  
COMMISSIONERS OF WILLIAMSBURG COUNTY TO ISSUE BONDS  
FOR THE PURPOSE OF REPAIRING THE COURT HOUSE IN  
SAID COUNTY," AND TO PROVIDE FOR THE PAYMENT FOR  
SAID REPAIRS OUT OF FUNDS NOW IN THE TREASURY OF  
SAID COUNTY.**

A. D. 1884.

No. 68.

**SECTION 1.** *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That a Joint Resolution entitled "A Joint Resolution to authorize the County Commissioners of Williamsburg County to issue bonds for the purpose of repairing the Court House in said County" be, and the same is hereby, repealed.

Joint Resolution of 1883,  
ante 673, re-pealed.

**SEC. 2.** That the County Commissioners of Williamsburg County are hereby authorized and required to audit the account and draw their warrant for the amount of three thousand dollars, or so much thereof as may be necessary, for said repairs on the Court House in said County.

**SEC. 3.** That the County Treasurer of Williamsburg County do pay the same out of the funds now in the treasury of said County and collected for the purpose of such repairs.

**SEC. 4.** That this Joint Resolution shall take effect immediately upon its passage.

Payment of  
warrant.

When to  
take effect.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

A. D. 1884.

No. 69.

**A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE  
COUNTY COMMISSIONERS OF CHESTERFIELD COUNTY TO LEVY  
4 MILL TAX TO PAY AMOUNT DUE TO W. S. JACKSON,  
COUNTY TREASURER.**

*Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, <sup>Levy of tax.</sup> and by the authority of the same, That the County Commissioners of Chesterfield County be, and they are hereby, authorized and required to levy for the present fiscal year three-fourths of one mill <sup>Payment to</sup> <sub>W. S. Jackson.</sub> tax upon all the taxable property of said County, and that the same be appropriated to the payment of the amounts due to W. S. Jackson, County Treasurer of said County, for moneys overpaid to said County by him in his official capacity. Any surplus remaining after payment of same to be applied to general County purposes. <sup>Surplus.</sup>

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

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No. 70. **A JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE  
COUNTY TREASURER OF ORANGEBURG COUNTY TO REFUND  
TO L. PEARLSTINE CERTAIN MONEYS.**

Preamble.

*Whereas* L. Pearlstine did pay to the County Treasurer of Orangeburg County the sum of one hundred dollars, as required by Sec. 1732 of the General Statutes to be paid by persons applying for licenses to sell intoxicating liquors; *and whereas* after such payment the Town Council of Branchville, in which town the said L. Pearlstine was doing business, refused to issue to him such license :

OF SOUTH CAROLINA.

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SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Orangeburg County be, and they are hereby, authorized and directed to draw their warrant upon the County Treasurer of the said County in favor of L. Pearlstine for the sum of one hundred dollars, and that the said County Treasurer do pay the same out of any funds in his hands not otherwise specially appropriated.

A. D. 1884.

Warrant.

Payment.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,

President of Senate.

JAMES SIMONS,

Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,

Governor.

**A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE  
COUNTY COMMISSIONERS OF WILLIAMSBURG COUNTY TO APPROPRIATE CERTAIN UNEXPENDED FUNDS IN THE TREASURY OF SAID COUNTY.**

No. 71

Whereas there is in the hands of the County Treasurer of Williamsburg County certain unexpended balances of certain levies made for the fiscal years beginning with the fiscal year 1879-1880 and down to and including the fiscal year 1882-1883, for the purpose of paying a certain class of claims known as past indebtedness; and whereas the holders of said claims have, after notice published in the newspapers of the County, failed to present the same for payment: therefore,

Preamble.

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Williamsburg County be, and they are hereby, required to appropriate said balances, or so much thereof as may be necessary, to the payment of any deficiency which there may be in the appropriations for said County for the fiscal year beginning November 1, 1883.

Balances appropriated to deficiencies.

A. D. 1884.  
Appropriation surplus. SEC. 2. That any balance of the said sums which may then remain be appropriated by said County Commissioners to the payment of the current expenses of the fiscal year beginning November 1, 1884: *Provided* That any registered claim for past indebtedness, when presented, shall be paid out of any funds in the hands of the County Treasurer of said County for ordinary County purposes.  
When to take effect. SEC. 3. That this Joint Resolution shall take effect immediately upon its passage.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

No. 72. A JOINT RESOLUTION TO REFUND TO MRS. FANNIE A. GOODGION OF LAURENS COUNTY THE AMOUNT OF TAX OVERPAID BY HER.

*SECTION 1. Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the State Treasurer be, and he is hereby, authorized and required to refund and pay to Mrs. Fannie A. Goodgion of Laurens County five dollars and ninety-one cents, the same being the amount which was paid twice upon the same tract of land in Laurens County in one fiscal year, out of any fund not otherwise appropriated.  
*\$5.91 refunded.*

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

A JOINT RESOLUTION TO AUTHORIZE THE COUNTY SCHOOL  
 COMMISSIONER OF RICHLAND COUNTY TO INQUIRE INTO  
 THE VALIDITY OF TWO PAST DUE SCHOOL CLAIMS BELONG-  
 ING TO MRS. SARAH A. HUGGINS, AND IF VALID TO REGIS-  
 TER THE SAME.

A. D. 1884.

No. 73.

SECTION 1. *Be it resolved* by the Senate and House of Represent-  
 atives of the State of South Carolina, now met and sitting in  
 General Assembly, and by the authority of the same, That the  
 County School Commissioner of Richland be, and he is hereby,  
 authorized and required to refer to a Commission consisting of  
 Board of School Trustees of District No. 3, Richland County, two  
 past due school claims belonging to Mrs. Sarah A. Huggins, issued  
 in the year 1874, to inquire into the validity of the same, and re-  
 port the result of their finding to said County School Commissioner.

Commission  
to inquire and  
report.

SEC. 2. That should such Commission find said claims to be valid, Claim to be  
registered. he, the said County School Commissioner, is authorized and required  
 to register the same as other past due claims.

In the Senate House, the twenty-fourth day of December, in the  
 year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD;  
 President of Senate.  
 JAMES SIMONS,  
 Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
 Governor.

A JOINT RESOLUTION TO PROVIDE FOR THE APPOINT-  
 MENT OF A BOARD OF TRUSTEES FOR THE ESTATE OF DR.  
 JOHN DE LA HOWE, DECEASED. No. 74.

SECTION 1. *Be it resolved* by the Senate and House of Represent-  
 atives of the State of South Carolina, now met and sitting in  
 General Assembly, and by the authority of the same, That W. D.  
 Mars, David Morrah, Edmund Cowan, Joseph S. Britt, and D. J.

Trustees.

A. D. 1884.

Wardlaw be, and they are hereby, appointed Trustees of the estate of Dr. John De La Howe, deceased.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884

HUGH S. THOMPSON,  
Governor.

No. 75. A JOINT RESOLUTION TO PROVIDE FOR THE PAYMENT BY THE STATE OF CERTAIN ABATEMENTS ALLOWED BY THE COMPTROLLER GENERAL TO CERTAIN TAXPAYERS OF DARLINGTON COUNTY.

Preamble.

*Whereas* certain abatements were allowed by the Comptroller General to certain taxpayers of Darlington County for the fiscal year 1882-3, and before said taxpayers called upon the County Treasurer of said County for the amounts so allowed them respectively he had turned over the same to the Treasurer of the State, leaving no funds in his hands to pay the same; therefore,

*Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, Comptroller General to draw warrant to be, and is hereby, authorized and required to draw his warrant upon the State Treasurer in favor of the County Treasurer of Darlington County, for the sum of one hundred and forty-four dollars and fourteen cents (\$144.14), and that the State Treasurer do pay the same out of any funds not otherwise appropriated; that the same be applied by the said County Treasurer to the payment of said abatements.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.  
JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

## APPENDIX.

[Published under direction of Section 47 of the General Statutes, as amended by an Act entitled "An Act to amend Section 47, Chapter IV, Title I, Part I, of the General Statutes, relating to the Report of the Secretary of State on certificates of charters deposited with him," approved December 24th, 1883, *ante* page 447.]

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### CERTIFICATES OF CHARTERS DEPOSITED WITH THE SECRETARY OF STATE.

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#### DARLINGTON MANUFACTURING COMPANY.

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THE STATE OF SOUTH CAROLINA, }  
COUNTY OF DARLINGTON. }

*To all whom it may concern:*

We, James L. Coker und E. Keith Dargan, of the County and State aforesaid, do hereby certify that at a legal meeting of the stockholders of the Darlington Manufacturing Company held at Darlington Court House, South Carolina, this 14th day of February, A. D. 1884, the following resolutions were adopted, to wit:

1. *Resolved*, That the stockholders of the Darlington Manufacturing Company accept the terms of an Act of the General Assembly entitled "An Act to amend the charter of the Darlington Manufacturing Company," approved December 24th, 1883.\*
2. That a copy of this resolution, signed by the President and Secretary of this meeting, and sealed with the corporate seal of the said company, be filed in the office of the Secretary of State, at Columbia, S. C., within ten days from the date of this meeting.

\*Ante p. 467.

## STATUTES AT LARGE

In witness whereof, we, J. L. Coker, President, and E. Keith Dargan, Secretary of the said meeting, have hereunto set our hands and affixed the corporate seal of the said Darlington Manufacturing Company, at Darlington, the day and year above written.

In presence of }  
J. E. NETTLES. }

J. L. COKER, President.

[SEAL OF D. M. Co.]

E. KEITH DARGAN, Secretary.

Recorded February 20th, 1884.

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PEERLESS COTTON SEED COMPANY.

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STATE OF SOUTH CAROLINA, }  
RICHLAND COUNTY. }

*To the Honorable the Secretary of State:*

In obedience to the requirements of the Acts of the General Assembly, I beg leave to report that I have granted a charter of incorporation to James M. Gray, of the State of North Carolina, and J. T. Cheatham, William M. Gray, and Wallace F. Gray. That the name of said corporation is "Peerless Cotton Seed Company;" the date of said charter of incorporation is the twelfth (12) day of March, A. D. 1884; its principal place of business is the city of Columbia, South Carolina, and the amount of its capital stock is not to exceed the sum of one hundred thousand dollars, not to be less than five thousand dollars.

All of which is respectfully submitted.

E. R. ARTHUR,

[SEAL OF CLERK.] Clerk of Circuit Court for Richland County,  
South Carolina.

Recorded April 7th, 1884.

OF SOUTH CAROLINA.

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PALMETTO STATE LUMBER COMPANY.

OFFICE OF CLERK OF COURT OF GEORGETOWN COUNTY,  
GEORGETOWN, S. C., April 19, 1884.

Hon. JAS. N. LIPSCOMB, *Secretary of State, Columbia, S. C.*

DEAR SIR : I have the honor to report that on the 9th day of April, A. D. 1884, I granted a charter to the "Palmetto State Lumber Company," to the following named individuals, viz.: John A. King, Morris H. Nordez, Theodore E. Belding, William V. Case, Levi Stratton, Jr., William C. Lloyd, Henry C. Patterson, and James Richards, citizens of the State of Pennsylvania ; James M. Pidgeon, a citizen of the State of New York, and Walter G. G. Geyton and William O. Bourke, citizens of the State of South Carolina, together with such other persons as now are or may hereafter be associated with them, under the name and style of the "Palmetto State Lumber Company," for the purpose of conducting a general lumber manufacturing business. The principal office of said company will be located in Georgetown, S. C. The amount of its capital stock shall not exceed the sum of five hundred thousand dollars, nor less than five thousand dollars.

Respectfully,

D. H. SMITH, Clerk.

Recorded April 21, 1883.

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ENTERPRISE HOTEL COMPANY.

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OFFICE OF CLERK OF COURT, DARLINGTON COUNTY,  
DARLINGTON, S. C., June 30th, 1884.

J. N. LIPSCOMB, *Esq., Columbia, S. C.*

DEAR SIR : I herewith hand you abstract of charter on file in my office.

Yours truly,

J. N. GARNER, C. C. P.

Name of corporation, Enterprise Hotel Company. Date of charter 19th day of April, 1884. Purpose of corporation, for the erection of buildings to be used and appropriated as hotel, storehouse, warerooms, general industrial trade and commercial purposes, or for such other purposes as may be necessary to carry on said hotel, commercial and trade industry. Name of corporators, J. J. Ward, J. Marco, H. Steinberger,

E. Keith Dargan, W. T. Dargan, A. Uachman, A. Wemberg, J. Rosenberg, J. M. James, Jno. Siskron, B. A. Early, F. R. Rhodes, Geo. M. Brown, C. S. McCullough, W. P. Cole, T. E. Norment. Location, Darlington Court House, South Carolina. Amount of capital, not more than fifty thousand nor less than five thousand dollars.

Recorded July 1st, 1884.

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### BETHLEHEM BAPTIST CHURCH.

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OFFICE OF J. N. GARNER,  
CLERK OF THE COURT DARLINGTON COUNTY,  
DARLINGTON, S. C., September 4, 1884.

Corporate name, Bethlehem Baptist Church. Date of charter, August 14th, 1884. Purpose of corporation, worship. Names of corporators, S. H. Ham, H. A. Ham, S. P. Ham, J. Ham, H. H. Ham, D. Ham, J. Ham, A. Jackson, T. Woods, J. Sparks, William Frederick, H. Gander-  
son, G. W. Mitchell, P. Ham, Lottie Anderson, Martha Jackson, Rosa Jackson, Sarah Harris, Rosa Nichols, C. Russell, Mary Ham, Alice Ham, Chinie Lewis, Amiky Woods, Mannie Mack, Nanie Hamilton, Margaret Ham, Mary Ham, Alice Ham, Sylock Brown, Sylock Rush, M. Grandison, Ducius Timmons, Milly Brown, Eliza May, D. M. Pierce, and H. A. Ham, Clerk. Location, town of Timmonsville. Capital stock not to exceed thirty thousand.

[SEAL OF THE CLERK.]

J. N. GARNER,  
C. C. P. & G. S.

Recorded September 9th 1884.

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### ST. JOHN'S CHARITABLE ASSOCIATION OF TANS BAY TOWNSHIP.

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OFFICE OF J. N. GARNER,  
CLERK OF THE COURT, DARLINGTON COUNTY,  
DARLINGTON, S. C., September 4, 1884.

Corporate name, St. John's Charitable Association of Tans Bay Township. Date of charter, August 6, 1884. Purpose of corporation, charity.

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Orangeburg County be, and they are hereby, authorized and directed to draw their warrant upon the County Treasurer of the said County in favor of L. Pearlstine for the sum of one hundred dollars, and that the said County Treasurer do pay the same out of any funds in his hands not otherwise specially appropriated.

A. D. 1884.

Warrant.

Payment.

In the Senate House, the twenty-fourth day of December, in the year of our Lord one thousand eight hundred and eighty-four.

J. C. SHEPPARD,  
President of Senate.

JAMES SIMONS,  
Speaker House of Representatives.

Approved December 26th, A. D. 1884.

HUGH S. THOMPSON,  
Governor.

**A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF WILLIAMSBURG COUNTY TO APPROPRIATE CERTAIN UNEXPENDED FUNDS IN THE TREASURY OF SAID COUNTY.** No. 71

Whereas there is in the hands of the County Treasurer of Williamsburg County certain unexpended balances of certain levies made for the fiscal years beginning with the fiscal year 1879-1880 and down to and including the fiscal year 1882-1883, for the purpose of paying a certain class of claims known as past indebtedness; and whereas the holders of said claims have, after notice published in the newspapers of the County, failed to present the same for payment: therefore,

Preamble.

SECTION 1. *Be it resolved* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the County Commissioners of Williamsburg County be, and they are hereby, required to appropriate said balances, or so much thereof as may be necessary, to the payment of any deficiency which there may be in the appropriations for said County for the fiscal year beginning November 1, 1883.

Balances ap-  
propriated to  
deficiencies.



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**TO**

**ACTS AND JOINT RESOLUTIONS**

**PASSED AT THE**

**REGULAR SESSION OF 1884.**

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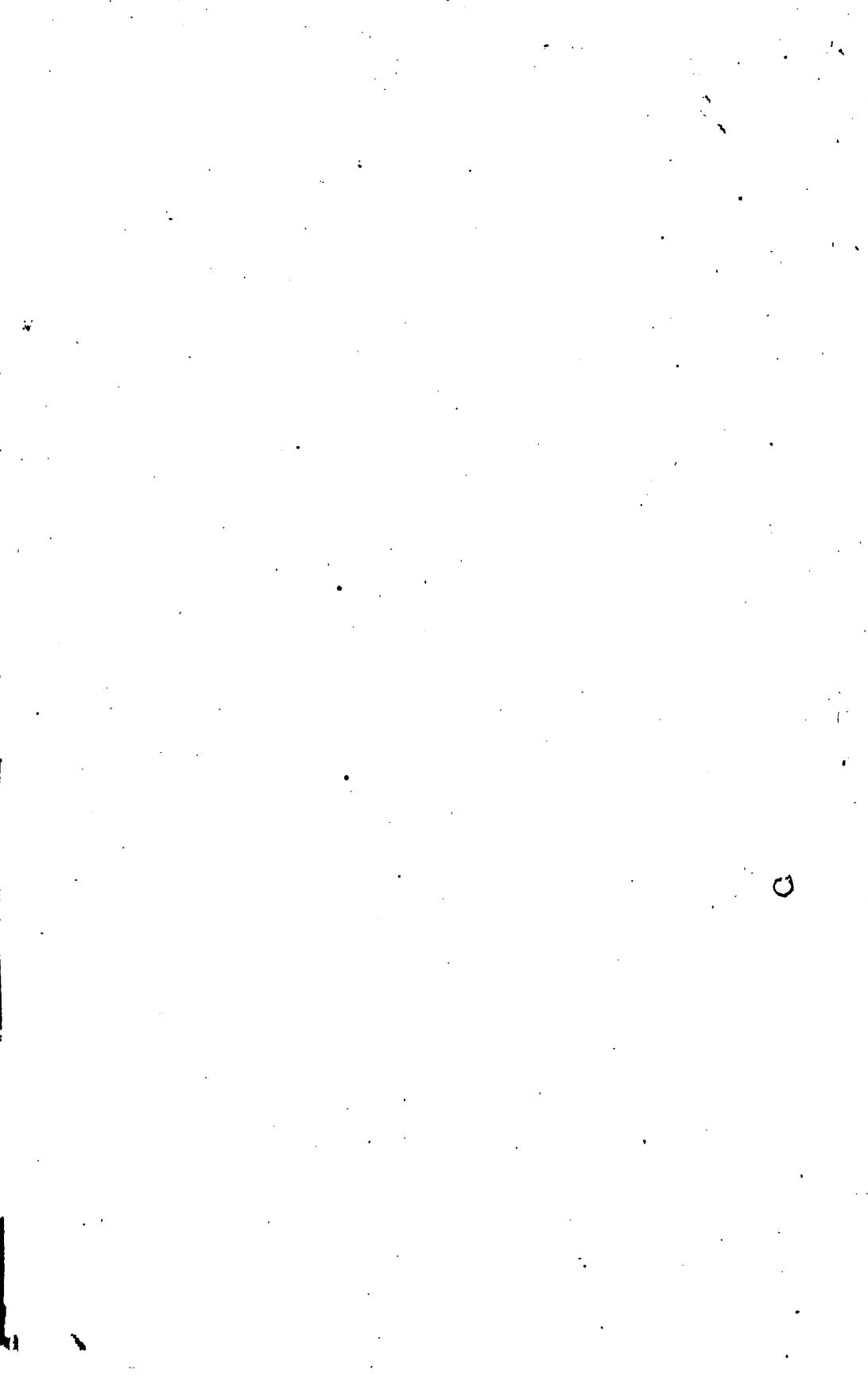
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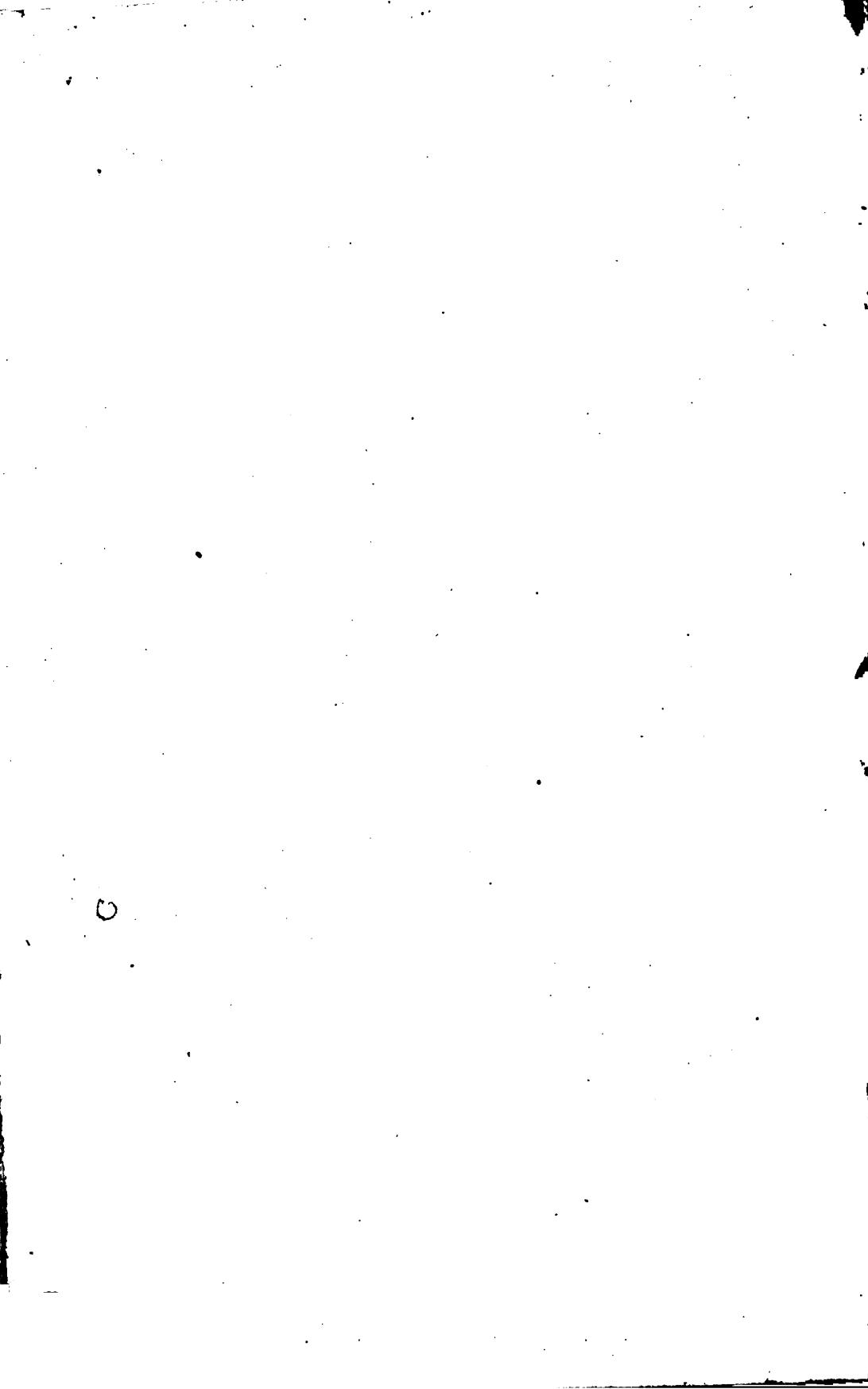
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